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MAR-APRIL 1987

URBAN/MUNICIPAL

MINUTES OF THE MEETINGS
OF THE COUNCIL OF
HAMILTON

03/10/87

- 396 -

MEETING OF HAMILTON CITY COUNCIL
TUESDAY, MARCH 10, 1987
5:00 O'CLOCK, P.M.

CA 4 ON HBL A03
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1987

Special meeting of City Council called at the direction of His Worship Mayor Robert M. Morrow.

PRESENT: Robert M. Morrow, Esq., Mayor

Aldermen Cooke, Kiss, Agro, McCulloch, Valeriano, Hinkley,
Copps, Christopherson, Collins, Wheeler, Smith, Cowell,
Gallagher, Merling, Murray, Ross.

The Clerk read the notice calling the meeting.

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It was determined by the Council that this meeting would not be held in camera.

A general discussion took place on the report of the Chief Administrative Officer on the establishing of a Property Services Department, and the report prepared by Mr. D. Vyce, Director of Real Estate, and Mr. E. Kowalski, Director of Community Development, on the reorganization of their respective Departments.

No decision was reached.

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03/10/87

MEETING OF HAMILTON CITY COUNCIL
TUESDAY, MARCH 10, 1987
7:30 O'CLOCK P.M.

CA4 ON HBL A05
M21
1987

The Council met.

PRESENT: Robert M. Morrow, Esq., Mayor

Aldermen Cooke, Kiss, Agro, McCulloch, Valeriano,
Hinkley, Copps, Christopherson, Collins, Wheeler,
Smith, Cowell, Gallagher, Merling, Murray, Ross.

The Reverend Doreen Neufeld, Welcome Inn Mennonite Church, led
the Council in prayer.

His Worship Mayor Robert M. Morrow called the meeting to order.

The minutes of the meeting of February 24, 1987, were taken as
read and approved.

The following communications were received and forwarded to the
appropriate Committee, except as indicated:

1. Letter from Mrs. Terry Pitre, Executive Assistant, Ontario
College of Regents for Colleges of Applied Arts and
Technology, Mowat Block, Queen's Park, Toronto, Ontario,
re appointment of Mrs. P. Montgomery to the Mohawk College
Board of Governors, dated February 9, 1987. NOTED.
2. Application from Salvatore Leuzzi and Teresa Leuzzi, 947 Upper
Gage Avenue, Hamilton, Ontario, for a change in zoning, lands
located at the rear portion of 629 Limeridge Road East to
front on Parkwood Crescent, dated February 24, 1987.
3. Application from Victoria Adomako, 449 Southcote Road, Ancaster,
Ontario, for a change in zoning, property located at 17 Dundurn
St. South, dated February 24, 1987.
4. Application from Dexter McMillan, 101 Hunter St. East,
Hamilton, Ontario, for a change in zoning, property located
at 116 Catharine St. South, dated February 24, 1987.
5. Application from Vishwas Vasantrao Bagal, 81 Napoli Drive,
Hamilton, Ontario, for a modification to "C" District
regulations for property located at 12 Lotus Avenue, dated
February 24, 1987.
6. Application from Braemar Management Limited, 57 John St. South,
P.O. Box 867, Hamilton, Ontario, for a change in zoning,
property located at 1489, 1491, 1493, 1495, 1499, 1505, 1517,
and 1523 Upper James Street, dated February 26, 1987.

7. Application from Aceti's Pizzeria & Tavern Ltd., 1491 Main St. East, Hamilton, Ontario, for a modification to "H" District regulations for property located at 1491 Main St. East, dated February 27, 1987.
8. Application from Forest James Investments Ltd., 90 John St. South, Hamilton, Ontario, for a change in zoning, property located at 169-171-179 Hunter St. East, dated March 3, 1987.
9. Letter from Mr. John Struger, Chairperson, Committee for Environmentalist of the Year re eighth "ENVIRONMENTALIST OF THE YEAR DINNER", to be held at the Royal Connaught Hotel, Hamilton, Ontario, Friday, April 3, 1987. NOTED.
10. City Initiative CI-87-A for a change in zoning, property located on the west side of Upper Wentworth Street in the area north of Pescara Avenue, dated March 5, 1987.
11. Letter from Mr. Paul R. Lamb, Chairman, Volunteer Week Committee, Hamilton-Wentworth Association of Volunteer Probation and Parole Officers, 119 King St. West, Hamilton, Ontario, re Grant Application, Volunteer Recognition Night Event, April 29, 1987, dated March 6, 1987. NOTED.
12. Letter from McMaster University School of Physical Education and Athletics, 1280 Main Street West, Hamilton, Ontario, expressing appreciation for use of Copps Coliseum, re OUAA Basketball Championship Game, dated March 8, 1987. NOTED.
13. Alderman P. Cowell filed with the Clerk a Petition signed by the residents in the area of Upper Ottawa Street and Rymal Road opposing the construction of an Asphalt Plant on the south end of Upper Ottawa Street.
14. Alderman J. Gallagher filed with the Clerk a Petition signed by a number of residents objecting to the sale and distribution of the song "Killing An Arab".

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It was moved by Alderman Agro and seconded by Alderman McCulloch.

RESOLVED: That Rule 8 of The Procedural By-law be invoked for this meeting of City Council in order to permit consideration of a resolution respecting a School Traffic Officer at John Street North and Burlington Street East.

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Agro, McCulloch, Valeriano, Hinkley, Copps, Christopherson, Collins, Wheeler, Smith, Cowell, Gallagher, Merling, Murray, Ross. - 17.

NAYS: 0 - CARRIED.

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03/10/87

It was moved by Alderman Agro and seconded by Alderman McCulloch.

RESOLVED: That a School Crossing Guard be located at the intersection of John and Burlington Streets. That there be "No Right Turn" allowed on Red. That the Traffic Commissioner be directed to study the intersection to determine other safety devices, if feasible, and that the Finance Committee be asked to determine the method of financing.

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Agro, McCulloch, Valeriano, Hinkley, Copps, Christopherson, Collins, Wheeler, Smith, Cowell, Gallagher, Merling, Murray, Ross. - 17.

NAYS: 0 - CARRIED.

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It was moved by Alderman Wheeler, seconded by Alderman Smith, and carried, that Council move into Committee of the Whole to consider the following Reports, with Alderman Christopherson in the chair.

* * * * *

(A) EXECUTIVE COMMITTEE - FIFTH REPORT

It was moved by Mayor Morrow and seconded by Alderman McCulloch.

RESOLVED: That Section 17 of the Fifth Report of the Executive Committee be amended by deleting the words, "their construction trailers" in the penultimate line, and by substituting in lieu thereof the words "construction trailers and automobiles and the placement of hoarding." CARRIED.

* * * * *

It was moved by Alderman Collins and seconded by Alderman Cowell.

RESOLVED: That Section 19 of the Fifth Report of the Executive Committee be amended by adding the following to Subsection (a):

1. The required rezoning shall include the following:

- (i) The passing of a by-law by the municipality to rezone the subject property to allow the abovementioned use;
- (ii) The passing of the appeal period for the appeal of the said by-law; and
- (iii) If there is an appeal, the final determination of the appeal upholding a by-law by the municipality to rezone the subject property to allow the above described use.

2. If the required zoning as set out in (1) above has not been completed by the closing date set out in this Option to Purchase, then this Option to Purchase shall be null and void and the deposit (including the sum paid for the granting of this Option) shall be returned by the owner to the purchaser without interest, and the purchaser shall not be liable for any damages or costs.

3. The owner acknowledges that, in approving this Option to Purchase by the City, the City does not fetter the discretion of the City Council to decide whether to pass a by-law to rezone the subject lands, pursuant to the application set out in (1) above. City Council is under a statutory duty under The Planning Act, 1983 to consider all the factors set out in that Act, in deciding whether to pass a by-law to rezone the subject lands. CARRIED.

* * * * *

(B) TRANSPORT AND ENVIRONMENT COMMITTEE - FIFTH REPORT.

Recorded vote on Section 1.

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Agro, McCulloch, Valeriano, Hinkley, Christopherson, Collins, Wheeler, Smith, Cowell, Gallagher, Merling, Murray, Ross. - 16.

NAYS: Alderman Copps. - 1. - CARRIED.

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03/10/87

It was moved by Alderman Collins and seconded by Alderman Wheeler.

RESOLVED: That Section 21 of the FIFTH Report of the Transport and Environment Committee be amended by deleting the word "not" being the second-to-last word in the second line.

- CARRIED.

* * * * *

It was moved by Alderman Merling and seconded by Alderman Murray.

RESOLVED: That Rule No. 8 of The Procedural By-law be invoked for this meeting of City Council in order to permit consideration of a resolution respecting a placement of a banner across Main Street.

- CARRIED.

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It was moved by Alderman Merling and seconded by Alderman Murray.

RESOLVED: That the following be added as Section 25 of the FIFTH Report of the Transport and Environment Committee:

25. That the **"SPECTATOR/A & P FOOD FAIR"** organization be permitted to display a promotional banner across Main Street West, in front of City Hall, from 1987 March 30, to 1987 April 13, subject to the policy guidelines and conditions approved by Council on 1985 October 29 and 1986 September 30, with the following message:

**"FOOD FAIR - APRIL 9, 10, 11, 12 -
HAMILTON CONVENTION CENTRE."**

- CARRIED.

* * * * *

It was moved by Alderman Merling and seconded by Alderman Murray.

RESOLVED: That Rule No. 8 of The Procedural By-law be invoked for this meeting of City Council in order to permit consideration of a resolution respecting the payment of costs awarded by the Land Compensation Board with respect to the expropriation of 490 York Street.

- CARRIED.

* * * * *

It was moved by Alderman Merling and seconded by Alderman Murray.

RESOLVED: That the following be added as Section 24 of the FIFTH Report of the Transport and Environment Committee:

24. That the costs awarded to Mr. Mitsui by the Land Compensation Board with respect to the expropriation of 490 York Street, and assessed by Master Clark in the amount \$70 001.80, plus applicable interest, be paid.

Note: Mr. Herman Turkstra, solicitor for Mr. Mitsui, submitted a Bill of Costs to the City in the amount of \$84 646.44. The Bill of Costs was contested and assessed by Master Clark in the amount of \$67 001.80 being a reduction of \$17 644.64. Master Clark also awarded \$3 000 in costs for the assessment hearing for a total of \$70 001.80. Of the \$70 001.80, \$16 641.63 has already been paid as approved by City Council at its meeting of 1984 June 26, being the accounts, exclusive of interest, of W. R. Kellough and Associates (Canada) Inc. which company acted as Mr. Mitsui's appraisers.

Further, costs were awarded to the City by the Court on 1985 May 6 with respect to Mr. Turkstra's Motion to extend the time to perfect his appeal and Mr. Turkstra has agreed to have same set at \$500. Therefore, the net payment to Mr. Mitsui will be \$52 860.17 (\$70 001.80 minus \$ 16 641.63 minus \$500) plus applicable interest.

- CARRIED.

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(C) PARKS AND RECREATION COMMITTEE - FIFTH REPORT.

Recorded vote on Sub-section (b) of Section 5.

YEAS: Mayor Morrow; Aldermen Cooke, Kiss,
Agro, McCulloch, Valeriano, Hinkley,
Copps, Christopherson, Collins, Wheeler,
Smith, Gallagher, Merling, Murray, Ross. - 16.

NAYS: Alderman Cowell. - 1. CARRIED.

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PARKS AND RECREATION COMMITTEE - SIXTH REPORT.

Recorded vote on Sixth Report.

YEAS: Mayor Morrow; Aldermen Cooke, Kiss,
Agro, McCulloch, Valeriano, Hinkley,
Copps, Christopherson, Collins, Wheeler,
Smith, Cowell, Merling, Murray, Ross. - 16.

NAYS: Alderman Gallagher. - 1. CARRIED.

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(D) PLANNING AND DEVELOPMENT COMMITTEE - FIFTH REPORT.

Recorded vote on Section 1.

YEAS: Mayor Morrow; Aldermen Cooke, Kiss,
Agro, McCulloch, Valeriano, Hinkley,
Christopherson, Collins, Wheeler, Smith,
Cowell, Gallagher, Merling, Murray, Ross. - 16.

NAYS: Alderman Copps. - 1. CARRIED.

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Alderman Ross declared personal interest in, took
no part in the debate, and refrained from voting
on Section 4. He works for the owner of the
property involved.

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It was moved by Alderman Collins and seconded by Alderman Wheeler.

RESOLVED: That Section 16 of the FIFTH Report of the Planning and Development Committee be referred back, and that the residents be invited in.

YEAS: Mayor Morrow; Aldermen Kiss, Valeriano, Copps, Christopherson, Collins, Wheeler. - 7.

NAYS: Aldermen Cooke, Agro, McCulloch, Hinkley, Smith, Cowell, Gallagher, Merling, Murray, Ross. - 10.
- LOST.

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It was moved by Alderman Cowell and seconded by Alderman Murray.

RESOLVED: That Section 16 of the FIFTH Report of the Planning and Development Committee be amended by adding after the word "decisions" in the first paragraph, the words "and further the Solicitor's Department be requested to withdraw immediately their request dated January 20, 1987, to the Ontario Municipal Board to have the Board's decision reviewed and decision rescinded in the matter of 2804-08-10 King Street East and 596361 Ontario Limited".

YEAS: Mayor Morrow; Aldermen Cooke, Agro, McCulloch, Hinkley, Smith, Cowell, Gallagher, Merling, Murray, Ross. - 11.

NAYS: Aldermen Kiss, Valeriano, Copps, Christopherson, Collins, Wheeler - 6.

- CARRIED.

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03/10/87

It was moved by Alderman Merling and seconded by Alderman Gallagher.

RESOLVED: That Sub-section (a)10 of Section 17 of the FIFTH Report of the Planning and Development Committee be amended by adding the following words immediately before the word "fence" in the third line:

"SIX (6) FOOT BOARD"

- CARRIED.

* * * * *

It was moved by Alderman Smith and seconded by Alderman Wheeler.

RESOLVED: That the following be added as Section 25 of the FIFTH Report of the Planning and Development Committee:

"25. That the Mayor and the City Clerk be authorized to execute Consent and Waiver of Notice for lands owned by West Highland Management Limited and described as Part 1, Plan 62R-8151, to be registered under Land Titles".

- CARRIED.

* * * * *

It was moved by Alderman Christopherson and seconded by Alderman Cooke.

RESOLVED: That Section 9 of the FIRST Report of the Planning and Development Committee for 1987, respecting a rezoning of the property at 1556 Upper Gage Avenue, which was tabled by City Council at its meeting on January 13, 1987, be now lifted from the table.

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Agro, McCulloch, Valeriano, Hinkley, Copps, Christopherson, Collins, Wheeler, Cowell, Murray, Ross. - 14.

NAYS: Aldermen Smith, Gallagher, Merling. - 3.

- CARRIED.

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It was moved by Alderman Christopherson and seconded by Alderman Cooke.

RESOLVED: That Section 9 of the FIRST Report of the Planning and Development Committee for the year 1987 be tabled, and that the Director of Real Estate be instructed to seek up to a six-month extension on the Option to Purchase.

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Agro, McCulloch, Valeriano, Hinkley, Copps, Christopherson, Collins, Wheeler, Cowell, Murray, Ross. - 14.

NAYS: Aldermen Smith, Gallagher, Merling. - 3.

- CARRIED.

* * * * *

(E) LEGISLATION COMMITTEE - SIXTH REPORT.

Recorded vote on Section 4.

YEAS: Mayor Morrow; Aldermen Kiss, Agro, McCulloch, Valeriano, Hinkley, Christopherson, Collins, Wheeler, Smith, Gallagher, Merling, Murray, Ross. - 14.

NAYS: Alderman Copps. - 1. - CARRIED.

* * * * *

It was moved by Alderman Agro and seconded by Alderman Wheeler.

RESOLVED: That Rule No. 8 of The Procedural By-law be invoked for this meeting of City Council in order to permit consideration of a resolution respecting a Civic Reception for Volunteer Recognition Night.

- CARRIED.

* * * * *

It was moved by Alderman Agro and seconded by Alderman Wheeler.

RESOLVED: That the following be added to Section 14 of the SIXTH Report of the Legislation Committee:

03/10/87

- (a) That the City of Hamilton host a civic reception for Volunteer Recognition Night to be held on 1987 April 29th at the Hamilton Convention Centre at a maximum cost of \$1 500.
- (b) That this funding be subject to the City of Hamilton being recognized as the host of the reception.
- (c) That funding for this event be charged to Account No. 0373-1003 - Special Civic Receptions and Delegation Hostings.

- CARRIED.

* * * * *

It was moved by Alderman Valeriano and seconded Alderman Agro.

RESOLVED: That Rule No. 8 of The Procedural By-law be invoked for this meeting of City Council in order to permit consideration of a resolution respecting the Provincial Retail Store Hours Task Force.

- CARRIED.

* * * * *

It was moved by Alderman Valeriano and seconded by Alderman Agro.

RESOLVED: That the following be added as Section 15 of the SIXTH Report of the Legislation Committee:

"That the City of Hamilton write to Provincial Retail Store Hours Task Force to request that the City of Hamilton be included in their itinerary of Cities to visit for the purpose of receiving input on the retail store hours issue."

- CARRIED.

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It was moved by Alderman Wheeler and seconded by Alderman Smith.

RESOLVED: That Rule No. 8 of The Procedural By-law be invoked for this meeting of City Council in order to permit consideration of a resolution respecting Federal/Provincial Funding for road repairs.

- CARRIED.

* * * * *

It was moved by Alderman Wheeler and seconded by Alderman Smith.

RESOLVED: That the following be added as Section 16 of the SIXTH Report of the Legislation Committee:

"16. WHEREAS many of the major roads in municipalities throughout the Province of Ontario are in a bad state of repair;

AND WHEREAS the cost to repair and replace these roads would place a heavy financial burden on the municipal taxpayers;

THEREFORE BE IT RESOLVED that an approach be made to the Federal and Provincial Governments to have them make available funds realized from the tax on gasoline, the 7% provincial sales tax, and the special tax on air-conditioners in vehicles, for the purpose of effecting these repairs".

- CARRIED.

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It was moved by Alderman Valeriano and seconded by Alderman Agro.

RESOLVED: That Rule No. 8 of The Procedural By-law be invoked for this meeting of City Council in order to permit consideration of a resolution respecting amendments to the Income Tax Act.

- CARRIED.

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It was moved by Alderman Valeriano and seconded by Alderman Agro.

RESOLVED: That the following be added as Section 17 of the SIXTH Report of the Legislation Committee:

"17. WHEREAS the Federal Government intends to amend the Income Tax Act effective for the year 1988 to provide that income tax, Canada Pension and Unemployment Insurance premiums withheld by employees be remitted to the Receiver General twice a month within 10 days after the 16th and the end of a month, rather than once a month within 15 days after the end of a month as is now the case, and

WHEREAS municipalities in Canada, already faced with more and costlier service demands met mainly by increased property taxes, would experience a further increased mill rate due to the loss of investment income revenue from implementation of an advanced payment schedule, of those amounts withheld, and,

WHEREAS the loss to the City of Hamilton in 1988 would be approximately \$50,000 and therefore an additional charge to the property tax rate of a like amount, and

WHEREAS other municipalities in Canada would likewise be adversely affected to a greater or lesser extent by this proposed change,

NOW THEREFORE BE IT RESOLVED:

1. That the Council of The Corporation of the City of Hamilton petition the Honourable Michael H. Wilson, Minister of Finance, to exempt municipalities in Canada from the proposed legislation to change the remittance schedule for payments to the Receiver General for amounts of income tax, C.P.P. and U.I.C. premiums withheld and,

2. That a copy of this resolution be forwarded to the Federation of Canadian Municipalities, the Hamilton area Members of Parliament and the Association of Municipalities of Ontario for their support".

- CARRIED.

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(F) PERSONNEL COMMITTEE - FIFTH REPORT.

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(G) FINANCE COMMITTEE - FOURTH REPORT.

It was moved by Alderman Cooke and seconded by Alderman Kiss.

RESOLVED: That Sub-section (a) of Section 1 of the FOURTH Report of the Finance Committee be amended by deleting the figure of "\$6,000" in the second line and substituting in lieu thereof the figure "\$2,825.00", and further by deleting sub-sections (i) and (ii) in their entirety.

- CARRIED.

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It was moved by Alderman Valeriano and seconded by Alderman Ross.

RESOLVED: That Section 5 of the FOURTH Report of the Finance Committee be amended by deleting the word "not" before the words "be approved" in the fourth line.

- CARRIED.

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Recorded vote on Section 6:

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Agro,
McCulloch, Valeriano, Hinkley, Collins,
Wheeler, Smith, Gallagher, Merling,
Murray, Ross. - 14.

NAYS: Aldermen Copps, Christopherson. - 2. CARRIED.

* * * * *

It was moved by Alderman Ross and seconded by
Alderman Murray.

RESOLVED: That Rule No. 8 of The Procedural By-law
be invoked for this meeting of City
Council in order to consider a recommenda-
tion to disband the City Architect's
Department.

- CARRIED.

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It was moved by Alderman Ross and seconded by
Alderman Murray.

RESOLVED: i) That the Architect's Department be
disbanded and its responsibilities
and staff assigned to the Real Estate
Department and the Community Development
Department, in accordance with the
attached report dated March 3, 1987
from the Director of Real Estate and
the Director of Community Development
to the Chief Administrative Officer.

ii) That the Real Estate Departemnt with
its expanded responsibilities be
re-named the Property Department.

iii) That the Property Department and the
Community Development Department be
located adjacent to one another on
the first floor of City Hall.

YEAS: Aldermen Cooke, Kiss, Agro, McCulloch,
Hinkley, Copps, Christopherson, Smith,
Gallagher, Merling, Murray, Ross. - 12.

NAYS: Mayor Morrow; Aldermen Valeriano, Collins,
Wheeler, Cowell. - 5. CARRIED.

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MEMORANDUM • CITY C

TO : Mr. L. Sage
Chief Administrative Officer

FROM : Mr. D.W. Vyce
Director of Real Estate
Mr. E.W. Kowalski
Director Community Development

SUBJECT : DATE

Re: Reorganization of Departments 1987 March 3

During the morning of February 25, 1987, you requested our attendance at your office to discuss your most recent proposal to create a Property Services Department.

At that time, you provided us with a copy of your Private & Confidential report to the Executive Committee dated February 16, 1987. You asked the writers of this report to meet and provide comments to you on the reorganization proposal by Thursday February 26, 1987 in order that you and the Committee could consider our views at a meeting of the Executive Committee to be held on that same day. Subsequently it was discovered that the February 26th meeting of the Committee was cancelled which fortunately offered us more opportunity to devote greater time to which this topic deserves.

The writers of this report have met on a number of occasions over the past few days to consider your report and the recommendations therein and offer the following comments.

Amalgamation or restructuring of administrative departments is motivated by four primary reasons:- to gain efficiencies in,

- (a) cost effectiveness
- (b) improved services
- (c) efficiency of operation
- (d) personnel stability

No tangible purpose other than the four stated above are readily apparent to us in the current municipal context.

We believe that we have developed an alternative reorganization proposal which would be more beneficial to the City from a communication point of view, from an effectiveness standpoint and from a financial approach.

Before discussing our proposal, let us take one moment to review the current organizational arrangement and review recent events which have currently presented themselves. Presently, three separate departments exist, Real Estate, Community Development and City Architects all reporting directly to you, the Chief Administrative Officer.

1987 March 3
Mr. L. Sage
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Continued...

Within the past month, the City Architect and a Junior Architect have resigned and to date, their positions have not been filled nor has a decision been made to fill same. The Architect's Department is therefore without a qualified professional architect.

We offer for your consideration the continued presence of the Community Development Department, the creation of a Property Department with a number of divisions and the elimination of the City Architect's Department as a separate department with the varied responsibilities of 12 staff currently assigned to that department being divided between the new Property Department and Department of Community Development. Our proposed organization chart is shown on Schedule "A" attached to this report. Organization Chart Staff Designations are shown on Schedule "B".

The proposal calls for:-

- (1) the elimination of the Architect's Department as a separate entity,
- (2) the creation of a position, Manager of Architectural Services, the person filling the position to be a qualified Architect. It is absolutely imperative in our opinion that an Architect be retained by the City as Manager of this division.
- (3) the transfer of responsibility for the Waterfront Development from the Architect's Department to the Community Development Department, together with the transfer of one staff member responsible for co-ordinating the effort, Mrs. Jane Tollefson.

The Waterfront Development is a major undertaking by the City.

The Community Development Department through the implementation of various government programs, Urban Renewal N.I.P., O.N.I.P., C.A.I.P., and B.I.A.S. etc. have acquired considerable expertise in this area which would be of benefit to the Waterfront Program.

In our opinion, the Waterfront Development is an "appropriate fit" within the Community Development Department.

1987 March 3
Mr. L. Sage
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Continued...

- (4) The responsibility for the Municipal Non Profit Housing Program to be transferred from the Architect's Department to the Department of Community Development together with the one staff member primarily responsible for the program.

One could argue that it is more appropriate for this housing responsibility to be attached to the proposed Property Department.

However, we believe it also debatable that the Municipal Non Profit Housing Corporation could equally be appropriately placed within the Community Development Department.

The Community Development Department has a long history of Federal/Provincial Government association starting with Urban Renewal and progressing from there through the various Government sponsored programs.

The Municipal Non Profit Housing Corporation is a government sponsored program dealing with many of the same agencies that the Community Development Department presently deals with and would therefore seem appropriate to slot this responsibility here.

As we understand the staff role of our housing agency, it is more of a co-ordinating role, to see to it that a project receives all the approvals required, and there are a multitude of same, from the government agency, to arrange financing, to design selection, to architect and contractor selection.

Once the complex is built however, management to date is contracted out to private concerns i.e. Hamilton East Kiwanis Non Profit Homes.

- (5) The responsibility for the Co-ordination of the Lloyd D. Jackson Square, currently with the Architect's Department, to be transferred to the Property Department.
- (6) Our proposal calls for the Architectural Division, purely and solely, the Architectural Division, to be a division of the Property Department and reporting to the Director of Property.

1987 March 3
Mr. L. Sage
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There is definitely a relationship between the activities of the Architect's Department and that of the Property and Maintenance Department. The architect builds new improvements; the Property and Maintenance Division maintains these improvements. There has always been a very good working relationship and liaison between the two departments and this should continue. Our proposal would reinforce this liaison.

- (7) The responsibilities of Mr. Fred Eckenrath, Engineering Technician attached to the Architect's Department be transferred to the Property and Maintenance Division of the Property Department.

Mr. Eckenrath's responsibility as we understand it involves the maintenance of buildings, - the library, farmer's market, Summers' Lane, Plaza levels of the Art Gallery and Convention Centre, Truck Tunnel, and MacNab Street Bus island.

We believe this function would logically fit under the Property and Maintenance Division who are charged with the responsibility of maintaining approximately 170 City owned buildings.

Mr. Eckenrath is about to retire (end of March) but has received approval to remain on as an employee of the City until the end of 1987.

We believe this advantageous to the City for if Mr. Eckenrath's responsibilities are transferred to the Property and Maintenance Division as we suggest, it would give the Property and Maintenance Division time to familiarize themselves with his responsibilities and time to assess whether or not the Property and Maintenance Division can simply absorb the additional responsibilities within the current staff complement or whether replacement staff is necessary.

At the present time, we do not believe this question can be answered. Time must be given to analyze the responsibilities before a decision is made.

1987 March 3
Mr. L. Sage
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- (8) The function of Energy Auditor, currently attached to the Architect's Department to remain with the Architectural Division.

The position is a contract position and appropriately associated with the Architect's Department in our view.

In our opinion, the proposal offers many advantages to the City:-

- (1) Better communication, effective co-ordination and improved services.
- (2) Cost savings will result, partially as a result of our reorganization proposal, and also through attrition, if certain positions are not filled following retirement. The cost savings under our proposal will be greater than under your plan of February 16, 1987, without sacrificing efficiency and effectiveness.
- (3) The proposal, in comparison to the plan submitted by you on February 16, 1987, capitalizes on or uses if you will, the Department Head level expertise and experience available in the most appropriate place, in a position where they have the most to offer. i.e. Director of Real Estate to continue to be responsible for Real Estate matters; Director of Community Development to continue to be responsible for Community Renewal; Architect to concentrate solely on Architectural matters.
- (4) Less disruptive to current departmental organizations for which better staff morale and efficiency results.
- (5) Results in one less Department Head reporting to you, the Chief Administrative Officer; something I understand you have been attempting to achieve organizationally for a number of years.

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Mr. L. Sage
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Continued...

- (6) Allows the Architectural Division to concentrate solely on Architectural matters.

We believe this will benefit the City immensely. Over the past few years, the City Architect has been saddled with everything but Architectural matters for which he was trained. Quite simply, there was too much responsibility for one person to handle and in our opinion the architectural services suffered.

- (7) Retaining both Community Renewal and Housing Loan Services under the jurisdiction of the Department of Community Development results in vital integration of development projects and loan programmes, providing better service to the public with less confusion, while providing maximum municipal impact.

- (8) The placement of the responsibility for the Waterfront Project and Municipal Non Profit Housing under the Director of Community Development is advantageous to the City for the following reasons:-

- (i) both involve large government funding which to some extent coincides with existing programmes, Urban Renewal, N.I.P., O.N.I.P., P.R.I.D.E. and Loan Programmes. The concepts are very similar.
- (ii) Waterfront has an effect on the North End, Jamesville and Downtown.
- (iii) Community Development is familiar with procedures to follow and delivery requirements in the implementation of projects.
- (iv) Public housing functions involve public meetings and contact with senior levels of government as well as special interest groups, all areas of expertise found in Community Development.

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- (9) In our view, the expertise required to effectively deliver large commercial projects, i.e. Eaton's/Cadillac Fairview redevelopment, is not the same as the expertise required to deliver smaller neighbourhood orientated projects, be they housing or commercial ventures. The larger projects may require knowledge of retail rental costs, economic studies, impact on adjacent areas, valuation information, vacancy rates and development agreements and the use of corporate lawyers.

Smaller projects require knowledge of neighbourhoods, small businesses, one-man operations where short-term goals must be addressed to survive.

The Government sponsored programmes generally deal with a multitude of social related issues. The Community Development Department has the expertise to offer in this field.

On the other hand, the Real Estate Department is more business orientated and has the expertise to offer the City on the larger commercial type ventures.

We submit that both have expertise to offer which is significantly different.

We submit our proposal takes advantage of this expertise.

We do not believe the February 16, 1987 scheme to be as advantageous to the City in this regard.

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One major difference between the proposal of February 16, 1987 and the proposal described herein is the absence of a Director of Property Services or a "Super" Department Head reporting to yourself who would co-ordinate the activities of two divisions.

Quite frankly, we do not see the justification for this position. We believe Department Heads of this Corporation can and do work together efficiently and effectively under your co-ordinative guidance as the Chief Administrative Officer. In our opinion, one additional person as Director of Property Services to co-ordinate the activities of two-three departments is not going to enhance the efficiency and effectiveness. Furthermore of course it would be more costly to the City.

With respect to the reorganization proposal of February 16, 1987, we offer the following general comments:-

- (a) The proposal recommends that the Community Renewal Section of the Community Development Department, responsible for the B.I.A.'s, N.I.P., O.N.I.P., C.A.I.P. etc. be transferred to the Construction and Maintenance Manager, while the housing loans programme remain the responsibility of the Housing Manager.

We believe this split would seriously disrupt the delivery of the programmes as well as create confusion and delays to the general public. The development programmes and the housing programmes have been created by the same ministries, to be delivered in conjunction with each other. The loan programmes are geared to B.I.A.'s, O.N.I.P. etc., as owners of homes, apartments and businesses in most cases must be part of the redevelopment areas. The co-ordination, delivery and publicity costs are all better co-ordinated in one department. Overtime and duplication can easily be avoided or at least minimized while under the jurisdiction of one department.

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In our opinion, to split delivery at the municipal level would be a serious mistake.

The City's Community Development Department has been, and is presently involved in the formation of virtually every social housing programme and loan programme developed or proposed in the Province of Ontario. To split the responsibility within the City will seriously jeopardize our effectiveness as the Province relies on the City to provide valued input. The Province has found that many municipalities fragment the programmes and overall delivery aims become lost.

Past results clearly demonstrate that these two aspects, development and loans, should not be separated.

(b) The February 16, 1987 report states on Page 3 that

"Failure to pursue this reorganization will result in fragmentation of activity, lack of response and completion of capital work and no opportunity to create direct savings in the 1988 Current Budget."

We would ask you to consider that perhaps our alternative proposal will not result in fragmentation of activity, lack of response and completion of capital work. On the contrary, we believe it will result in a co-ordination of activity using the expertise and experience available to achieve the best results for the City.

Furthermore, there is no question in our minds that our proposal will result in greater cost savings, without sacrificing efficiency.

(c) We find we cannot avoid commenting on the projected cost savings as a result of the February 16, 1987 reorganization proposal for it is a vital factor to consider in any reorganization.

We believe the savings projected on Schedule "C" to be unrealistic and in part not as a result of this or any reorganization proposal but as a result of attrition.

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The Schedule "C" of the February 16, 1987 report indicates savings as a result of not retaining the services of a City Architect, but fails to recognize that in the final analysis, a Construction Supervisor's position under the Construction and Maintenance Division is vacant and must be filled. The salary of this latter position according to Schedule "E" can reach upwards to \$46,208.00. Schedule "C" should therefore be adjusted to accurately reflect this expenditure.

We believe that under your proposal and ours, the Architect (Un-Registered) position - Salary Group 112 is not required and a cost savings will result. This savings is a direct result of both reorganization proposals.

The cost savings attributable to the Engineering Technician can also be considered a direct result of both reorganization proposals, if and only if, the present encumbrant's position is not filled upon his actual retirement at the end of 1987. This can only be determined once the new department to whom Mr. Eckenrath is transferred to, has had the opportunity to fully assess his duties and responsibilities. We believe to arbitrarily decide not to fill the position without study could be detrimental to the operation and effectiveness of the City.

The savings attributable to the Housing Loans Officer suggests the position will not be filled, but left vacant or removed from the department quota. First of all, if left vacant or removed from the quota, we would suggest this is not a result of a reorganization but simply a management decision not to fill the position. It would have happened in any event.

Secondly, it must be stated unequivocally that the Housing Loans Officer position recently vacated by R. Deverson due to a disability must be filled if the Community Development Department is to provide the efficient service demanded by the public and the members of City Council.

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Mathematically then, Schedule "C", Savings, February 16, 1987 report should be revised as follows:-

Savings:-

City Architect	-	\$ 55,461	
Architect (Unregistered)	-	\$ 29,345	
Engineering Technician	-	\$ 29,895	(Distinct possibility)
Subtotal	-	\$114,701	
Fringe Benefits - 30%	-	\$ 34,410	
Total	-	\$149,111\$149,111

Additional Costs:-

Director of Property Services	-	\$ 70,235	(3rd step)
Fringe Benefits - 30%	-	\$ 21,070	
Construction Supervisor	-	\$ 46,208	(Maximum)
Fringe Benefits -30%	-	\$ 13,862	
		\$151,375\$151,375

Additional Cost as a Result of Proposal..(\$ 2,264)

On the other hand, the proposal we have suggested will in fact offer substantial savings by comparison rather than result in additional costs and in our opinion, will result in an effective and efficient organization as well.

The cost savings as a result of our proposal can be summarized as follows:-

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Continued...

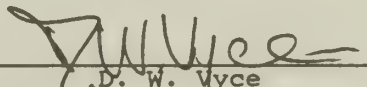
We hope our remarks will give you "food for thought" and be viewed perhaps as something that you originally had not contemplated.

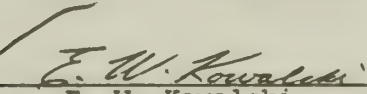
In any event, we thank you for affording us the opportunity to air our opinions.

We would appreciate it if all members of Council would have the opportunity to review our report.

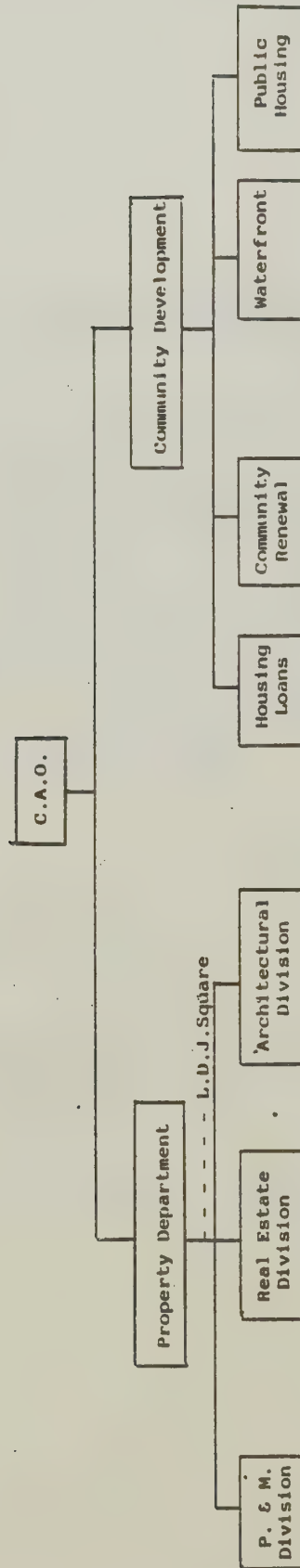
Moreover, we would appreciate the opportunity of meeting personally with the Executive Committee when this matter is discussed.

We would be interested in any opinions of our report you may wish to extend to us.


J.D. W. Vyce
Director of Real Estate


E. W. Kowalski
Director
Community Development

Schedule "A"



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EX II.

Continued...

Savings:-

City Architect	-	\$ 55,461	
Architect (Unregistered)	-	\$ 29,345	
Engineering Technician	-	\$ 29,895	(Distinct possibility)
Subtotal	-	<u>\$114,701</u>	
Fringe Benefits - 30%	-	<u>\$ 34,410</u>	
Total	-	<u>\$149,111</u>\$149,111

Costs:-

Manager of Architectural Division-\$50,000 (approximate)	
(Salary approximate - to be determined by Wage & Salary Group after considering duties and responsibilities)	
Fringe Benefits - 30%	<u>-\$15,000</u>
	<u>\$65,000</u>

<u>Net Savings</u>	-	<u>\$84,111</u>
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Notes:-

- (a) Both summaries only assume Engineering Technician position will not be filled.
- (b) Further economies may but not necessarily result in the office services (clerical) section. Further study will determine this.
- (c) Both scenarios are predicated on the assumption at this point that the new departments will not require any additional staff to handle the responsibilities transferred from the Architect's Department.

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If our proposal meets with favour, we would recommend most certainly that the Architect's Department be relocated from the fourth floor of City Hall to the first floor upon the Personnel Department relocating to the I.B.M. Building. This of course would enhance co-ordination.

We would also recommend that the Community Development Department relocate from the third floor of City Hall to the first floor, occupying space, currently housing the Purchasing Department. The Purchasing Department would then relocate to the fourth floor, now occupied by the City Architect.

While this may seem rather disruptive, we believe it will achieve the best results. Many departments will benefit from the "shuffle". The Building Department will acquire much needed additional space, the Culture and Recreation Department will acquire additional space, and the Community Development Department will be located "front and centre" in the building where they can readily offer their product to the general public and make them more aware of the City's offerings.

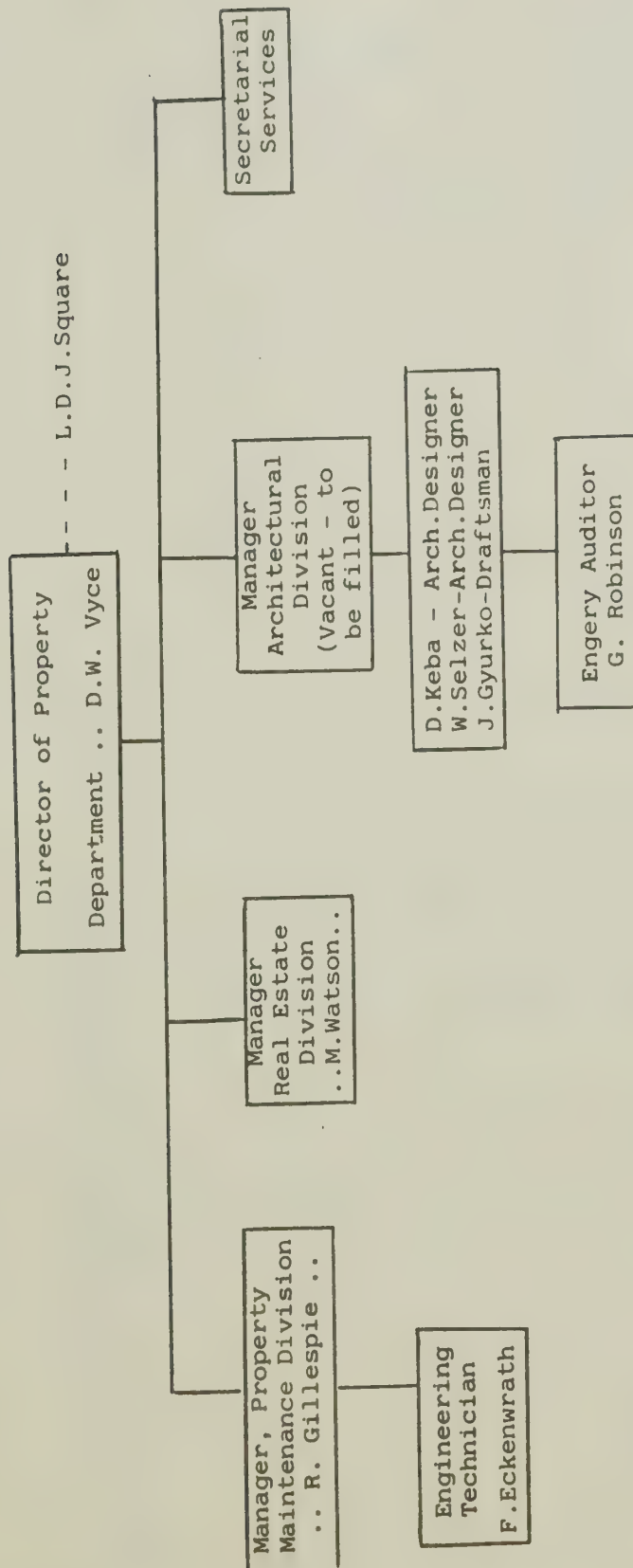
On the surface, we feel that further savings and efficiencies can be achieved through an amalgamated clerical office of the Real Estate and Architect's Department, i.e. common receptionist etc. To be quite honest however, this requires further study for which we have not had the opportunity to consider to date. The secretarial requirements of all divisions proposed under our scheme must be assessed in detail keeping in mind the changes in responsibilities and the physical amalgamation of departments.

We would also recommend that the classification of salaries as a result of our proposal or for that matter, any proposal for re-organization, be the subject for review by the Staff Wage and Salary Group currently undertaking a Salary Review of Non Union Employees. We visualize this staff committee recommending the appropriate compensation package to the Personnel Committee for their consideration with respect to positions established as a result of any re-organization, be it our proposal or any other plan.

You have asked us to be frank and direct in our comments.

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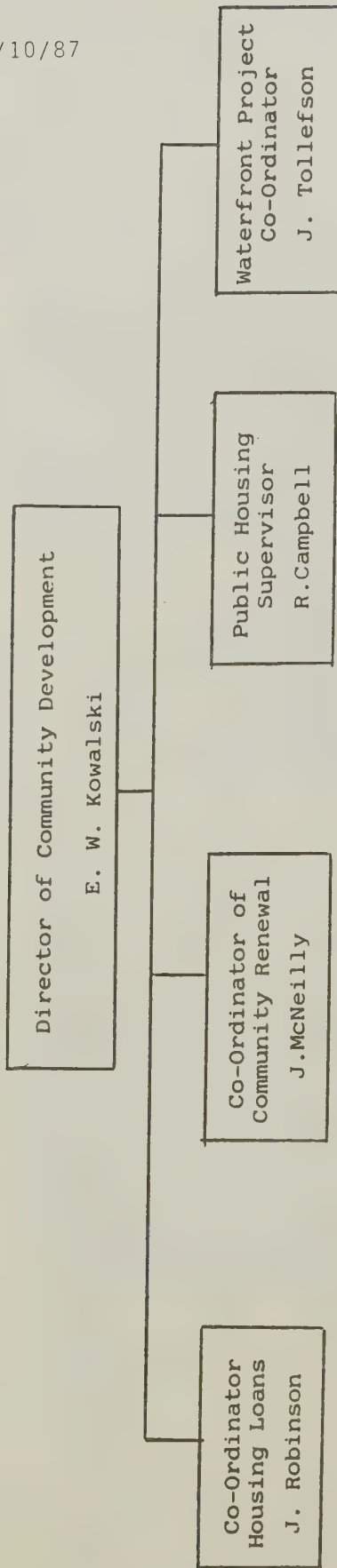
Schedule "B"



Note: Positions highlighted in yellow from
Architect's Department proposed to be
transferred to Real Estate Department

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Note: Positions highlighted in yellow from Architect's Department proposed to be transferred to Community Development

03/10/87

It was moved by Alderman Gallagher and seconded by Alderman Murray.

RESOLVED: That the Motion to vary the composition of the members of the Board of Directors of the Hamilton Entertainment and Convention Facilities Inc. adopted by City Council at its meeting held on December 9th, 1986, be now reconsidered.

- CARRIED.

* * * * *

It was moved by Alderman Gallagher and seconded by Alderman Murray.

RESOLVED: That the Motion to vary the composition of the members of the Board of Directors of the Hamilton Entertainment and Convention Facilities Inc. adopted by City Council at its meeting held on December 9th, 1986, which provided for "reducing the number of citizen members by three and increasing the number of Council members by three", be amended by deleting the words "reducing the number of citizen members by three and,"

YEAS: Mayor Morrow; Aldermen Kiss, McCulloch, Hinkley, Copps, Christopherson, Wheeler, Smith, Gallagher, Murray. - 10.

NAYS: Aldermen Cooke, Valeriano, Merling, Ross. - 4. CARRIED.

* * * * *

It was moved by Alderman Wheeler and seconded by Alderman Smith.

RESOLVED: that the report of the Committee of the Whole on the above reports as amended, and resolutions, be adopted. - CARRIED UNANIMOUSLY.

* * * * *

It was moved by Alderman Wheeler and seconded by Alderman Smith.

RESOLVED: That the following Bills be now read a first time:

A-9,
B-13, B-14,
D-25, D-26, D-27, D-28 - CARRIED.

* * * * *

It was moved by Alderman Wheeler and seconded by Alderman Smith,
and carried, that Council move into Committee of the Whole (second
reading) to consider the following Bills, with Alderman Christopherson
in the chair.

A-9,
B-13, B-14,
D- 25, D-26, D-27, D-28 - CARRIED.

* * * * *

It was moved by Alderman Wheeler and seconded by Alderman Smith.

RESOLVED: That the report of the Committee of the Whole (second
reading) on the Bills be adopted. - CARRIED.

* * * * *

It was moved by Alderman Wheeler and seconded by Alderman Smith.

RESOLVED: That the following Bills be now read a third time.

A-9,
B-13, B-14,
D-25, D-26, D-27, D-28 - CARRIED.

* * * * *

City Council adjourned at 10:53 o'clock p.m.

* * * * *

REPORT OF THE EXECUTIVE COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Executive Committee presents its FIFTH Report for 1987 and respectfully recommends:

1. That all Members of City Council be requested and encouraged to participate in the "Interviewing and Selection" training program offered by the Human Resources Department.

NOTE: With the adoption of Section 12(c) of the Fourth Report of the Executive Committee, City Council at its meeting February 24, 1987 adopted a policy which provides for the Members of City Council to review applications, conduct interviews and recommend the appointment of their respective secretaries.

Participation in this one day in-house training program will assist the Members of City Council with regard to their responsibilities relative to the selection of their secretaries.

2. That all Members of City Council be requested and encouraged to participate in the "Performance Appraisal" training program offered by the Human Resources Department.
3. (a) That a 3.05 m wide concrete alley in the block bounded by Maplewood Avenue, Balsam Avenue, Elm Street and the T.H. & B. Railway Tracks be proceeded with pursuant to Section 11 of The Local Improvement Act, at an estimated Owner's share of \$11 132.80 as well as the City's share of \$32 867.20. for a gross cost of \$44 000 as provided for in the 1987 portion of the 1987-1991 Capital Budget as Project Nos. 21-210-87000 - Owner's Share and 04-041-37000 - City's Share.

(b) That the City Solicitor be authorized to make application to the Ontario Municipal Board for approval of this Project at an estimated cost of Owner's share of \$11 132.80 as well as the City's share of \$32 867.20 by the issuance of debentures totalling \$44 000. for a period not to exceed 15 years and further that application be made to the Regional Municipality of Hamilton-Wentworth to issue debentures in the total amount of \$44 000. for a term not to exceed 15 years for this Project.

(c) That the Commissioner of Engineering be authorized to construct these works on behalf of the City of Hamilton, once all the necessary approvals have been received.

NOTE: The Transport and Environment Committee approved this Project at its meeting held March 2, 1987.

4. (a) That a 3.05 m wide concrete alley in the block bounded by Elm Street, Balsam Avenue, Main Street and the T.H. & B. Railway Tracks be proceeded with pursuant to Section 11 of The Local Improvement Act, at an estimated Owner's share of \$21 347.90 as well as the City's share of \$24 652.10 for a gross cost of \$46 000 as provided for in the 1987 portion of the 1987-1991 Capital Budget as Project Nos. 21-210-87000 - Owner's Share and 04-041-37000 - City's Share.
- (b) That the City Solicitor be authorized to make application to the Ontario Municipal Board for approval of this Project at an estimated cost of Owner's share of \$21 347.90 as well as the City's share of \$24 652.10 by the issuance of debentures totalling \$46 000. for a period not to exceed 15 years and further that application be made to the Regional Municipality of Hamilton-Wentworth to issue debentures in the total amount of \$46 000. for a term not to exceed 15 years for this Project.
- (c) That the Commissioner of Engineering be authorized to construct these works on behalf of the City of Hamilton, once all the necessary approvals have been received.

NOTE: The Transport and Environment Committee approved this Project at its meeting held March 2, 1987.

5. (a) That a 3.05 m wide concrete alley in the block bounded by Mayflower Avenue, Glendale Avenue, Cannon Street and Gage Avenue be proceeded with pursuant to Section 11 of The Local Improvement Act, at an estimated Owner's share of \$35 385.70 as well as the City's share of \$44 614.30 for a gross cost of \$80 000 as provided for in the 1987 portion of the 1987-1991 Capital Budget as Project Nos. 02-021-87000 - Owner's Share and 04-041-37000 - City's Share.
- (b) That the City Solicitor be authorized to make application to the Ontario Municipal Board for approval of this Project at an estimated cost of Owner's share of \$35 385.70 as well as the City's share of \$44 614.30 by the issuance of debentures totalling \$80 000. for a period not to exceed 15 years and further that application be made to the Regional Municipality of Hamilton-Wentworth to issue debentures in the total amount of \$80 000. for a term not to exceed 15 years for this Project.
- (c) That the Commissioner of Engineering be authorized to construct these works on behalf of the City of Hamilton, once all the necessary approvals have been received.

NOTE: The Transport and Environment Committee approved this Project at its meeting held March 2, 1987.

6. (a) That the purchase of New Equipment - Sanitation Division, Department of Public Works be proceeded with at an estimated cost of \$180 000 as provided for in the 1987 portion of the 1987-1991 Capital Budget as Project No. 05-051-37000.
- (b) That the City Solicitor be authorized to make application to the Ontario Municipal Board for approval to purchase this new equipment for the Sanitation Division at an estimated cost of \$180 000 with no eligible subsidies by the issuance of debentures for a period not to exceed 15 years recoverable from the mill rate levied on all rateable property and further that application be made to the Regional Municipality of Hamilton-Wentworth to issue debentures in the total amount of \$180 000. for a term not to exceed 15 years for this Project.

NOTE: This Project was approved by the Transport and Environment Committee at its meeting on March 2, 1987.

The addition of two - 25 cubic yards high density packers which this project will provide for, will provide for substantial growth of development on the mountain; ensure that pick-ups after holidays can be handled efficiently and with a minimum of overtime; provide a spare truck for the inevitable vehicle breakdowns and make the day-to-day collection more efficient in light of the re-opening of S.W.A.R.U.

7. (a) That the construction of the Mountain Public Works Yard be proceeded with at an estimated cost of \$2 007 000 as provided for in the 1987 portion of the 1987-1991 Capital Budget as Project No. 05-051-37278.
- (b) That the City Solicitor be authorized to make application to the Ontario Municipal Board for approval of this Project at a gross cost of \$ 2 007 000 less land sales of approximately \$250 000 for net financing of \$1 757 000 with no eligible subsidies by the issuance of debentures for a period not to exceed 15 years recoverable from the mill rate levied on all rateable property and further that application be made to the Regional Municipality of Hamilton-Wentworth to issue debentures in the amount of \$1 757 000 for a term not to exceed 15 years.

NOTE: The Transport and Environment Committee approved this Project at its meeting held March 2, 1987.

This Project provides for the construction of a new Public Works Yard at or near the Turner Farm on Rymal Road East, to service Districts 4 and 5 (Streets Division), District 3 (Parks Division) and the Mount Hamilton Cemetery. This facility will also allow for better and more efficient use of men and equipment and allow the Public Works Department to remove its operations from the Mohawk and Warren Yard which is in a residential area and has been subject to complaints by the residents of this area.

8. (a) That construction of Salt Dome - Districts 2 and 3 be proceeded with at an estimated gross cost of \$310 000 as provided for in the 1987 portion of the 1987 - 1991 Capital Budget as Project No. 05-051-37001.
- (b) That the City Solicitor be authorized to make application to the Ontario Municipal Board for approval of this Project at an estimated cost of \$310 000 with no eligible subsidies by the issuance of debentures for a period not to exceed 15 years recoverable from the mill rate levied on all rateable property and further that application be made to the Regional Municipality of Hamilton-Wentworth to issue debentures in the total amount of \$310 000. for a term not to exceed 15 years for this Project.

NOTE: This Project was approved by the Transport and Environment Committee at its meeting on March 2, 1987.

The Project provides for a 72 foot diameter salt dome in each of District 2 Yard (Ferguson Yard) and District 3 Yard (Brampton Yard). The salt is causing rapid deterioration in the existing silos in these yards, particularly in the Ferguson Avenue silos which are over 50 years old. The existing silos will be used for stone storage as long as they remain safe for this purpose.

9. (a) That the purchase of New Equipment - Central Garage be proceeded with at an estimated gross cost of \$68 000 as provided for in the 1987 portion of the 1987 - 1991 Capital Budget as Project No. 05-051-37003.
- (b) That the cost of purchasing this new equipment for the Central Garage at a gross cost of \$68 000 be financed from the 1987 Capital Levy, Account No. 0376-0298.

NOTE: The purchase of this new equipment which includes a Bed Type Lathe and a Brake Lathe was approved by the Transport and Environment Committee at its meeting on March 2, 1987.

10. (a) That the purchase of New Equipment - Streets Division be proceeded with at an estimated gross cost of \$340 000 as provided for in the 1987 portion of the 1987 - 1991 Capital Budget as Project No. 05-051-37002.
- (b) That the City Solicitor be authorized to make application to the Ontario Municipal Board for approval to purchase this equipment at an estimated cost of \$340 000 with no eligible subsidies, by the issuance of debentures for a period not to exceed 15 years recoverable from the mill rate levied on all rateable property and further that application be made to the Regional Municipality of Hamilton-Wentworth to issue debentures in the total amount of \$340 000. for a term not to exceed 15 years for this Project.

NOTE: The purchase of this additional equipment which consists of one snow blower, one garbage packer and one automatic sand/plow unit, which is required to upgrade the level of service of the Streets Division was approved by the Transport and Environment Committee at its meeting on March 2, 1987.

11. (a) That Phase IV of the Downtown Hamilton Action Plan be proceeded with at an estimated gross cost of \$1 429 000 as provided for in the 1987 portion of the 1987 - 1991 Capital Budget as Project No. 07-072-33002-E.
- (c) That the City Solicitor be authorized to make application to the Ontario Municipal Board for approval to proceed with this Project at an estimated cost of \$1 429 000 with no eligible subsidies, by the issuance of debentures for a period not to exceed 15 years recoverable from the mill rate levied on all rateable property and further that application be made to the Regional Municipality of Hamilton-Wentworth to issue debentures in the total amount of \$1 429 000. for a term not to exceed 15 years for this Project.

NOTE: This Project was approved by the Planning and Development Committee at its meeting on February 25, 1987.

Phase IV of the Downtown Action Plan includes renewal of Municipal Infrastructure within the Study Area of the Downtown Hamilton Action Plan: Surface renewal and illumination of alleyways and service lanes within the entire area - generally, James to Wellington Streets between Main and King William Streets.

12. (a) That the Mohawk Sports Park - Stage 6 Project be proceeded with at an estimated gross cost of \$630 000 as provided for in the 1987 portion of the 1987 - 1991 Capital Budget as Project No. 06-061-B39628.
- (b) That the City Solicitor be authorized to make application to the Ontario Municipal Board for approval of this Project at an estimated cost of \$630 000 with no eligible subsidies, by the issuance of debentures for a period not to exceed 15 years recoverable from the mill rate levied on all rateable property and further that application be made to the Regional Municipality of Hamilton-Wentworth to issue debentures in the total amount of \$630 000. for a term not to exceed 15 years for this Project.

NOTE: This Project was approved by the Parks and Recreation Committee at its meeting on March 3, 1987.

The Project provides for the continued development of the Mohawk Sports Park and includes specifically, the development of picnic areas, the installation of a lighting system and the complete landscaping of developed areas including pathways and other connecting links.

13. (a) That the construction of the Mohawk Sports Park - Utility Building be proceeded with at an estimated gross cost of \$198 000 as provided for in the 1987 portion of the 1987 - 1991 Capital Budget as Project No. 06-061-37000.
- (b) That the City Solicitor be authorized to make application to the Ontario Municipal Board for approval of this Project at an estimated cost of \$198 000 with no eligible subsidies, by the issuance of debentures for a period not to exceed 15 years recoverable from the mill rate levied on all rateable property and further that application be made to the Regional Municipality of Hamilton-Wentworth to issue debentures in the total amount of \$198 000. for a term not to exceed 15 years for this Project.

NOTE: This Project which provides for the provision of an office, lunch room, locker room, shower and washroom space (both male and female), plus storage and vehicle bays for storage, servicing and minor repairs was approved by the Parks and Recreation Committee at its meeting on March 3, 1987.

14. (a) That the main electrical service disconnect switches in Eastwood and Coronation Arenas be replaced with suitable 400 amp frames and 225 amp trips, and that the distribution panel at Inch Arena be entirely replaced.
- (b) That the ice resurfacing rooms at Inch, Parkdale, Coronation, Eastwood and Scott Park be modified to provide satisfactory melting pits and ceilings for the use of the new Zamboni resurfacing machines.
- (c) These improvements at a total cost of \$90 800 be charged to the following work-in-progress accounts which have capital funds remaining from the rink replacement projects:

- i) Inch Park - \$15 250 a/c 0408-U5518
- ii) Eastwood - 15 250 a/c 0408-U5265
- iii) Coronation - 15 250 a/c 0408-U5264
- iv) Parkdale - 15 250 a/c 0408-U5266
- v) Scott Pk - 29 800 a/c 0408-U6268

Replacement of the rink refrigeration systems have recently been carried out at these four arenas. Some of the electrical components from the original buildings are still in use, and parts are no longer available. For these reasons, it is now recommended to replace the major portions of the distribution system.

Since the renovations to the rink surfaces were contracted for, it has been decided to use Zamboni machines for ice resurfacing rather than the old tractor operated machines which were in use previously. These machines require a higher ceiling in the resurfacing rooms in order to dump the ice shavings. The work contemplated will raise the ceilings where necessary, along with the associated electrical equipment and snow melting pits.

The Parks and Recreation Committee approved this Project at its meeting March 3, 1987.

15. (a) That the Treasurer be authorized to make application to the Ministry of Transportation and Communications for the City of Hamilton 1987 Normal and Supplementary Applications for Subsidy as follows:

Estimated Total Expenditure (1)	Estimated Subsidizable Expenditure (2)	Estimated Subsidy Dollars (3)
--	---	--

Normal Application

- Maintenance	\$ 8 139 830	\$ 7 528 000	\$3 764 000
- Construction	5 427 000	3 912 000	1 956 000
	<u>\$13 566 830</u>	<u>\$ 11 440 000</u>	<u>\$5 720 000</u>

Supplementary Application

- Maintenance	nil	nil	nil
- Construction	\$ 4 697 000	\$ 3 288 000	\$ 1 644 000
	<u>\$18 263 830</u>	<u>\$ 14 728 000</u>	<u>\$ 7 364 000</u>
	=====	=====	=====

- (b) That the City Treasurer be authorized to petition the Minister for subsidy payments as necessary.
- (c) That the City Treasurer be authorized to make application to the Ontario Municipal Improvement Fund in the amount of \$1 644 000 subsidy dollars in the event that a supplementary allocation is not approved by the Ministry of Transportation and Communications.

NOTE: The total subsidy allocation provided by the Ministry of Transportation and Communications for roadway expenditure in 1986 is \$5 720 000. The estimated total roadway expenditures as contained in the 1987 Current and Capital Budgets require a subsidy allocation of \$7 364 000 or \$1 644 000 in excess of the Subsidy dollars allocated to the City of Hamilton.

16. (a) That the former Bank of Montreal premises on the south west corner of James and Main Streets be offered for sale for the sum of \$1 000 000 on the understanding that title for same will entail easements in favour of the Ontario Heritage Foundation in respect of three exterior facades and the interior banking hall.

(b) That the Director of Real Estate be authorized to advertise a proposal call as set out in Schedule "A" attached, for redevelopment of the premises, the result of which shall be submitted for Council's consideration as to acceptability.

*17. That the parcel of City owned land located along the north limit of York Boulevard between James Street North and MacNab Street North, known as Part 16, Plan 62R-8518 be made available gratuitously to Cadillac Fairview and the Contractors constructing the adjacent parkade facility, in order for them to house their construction trailers during the erection of the parkade.

NOTE: Construction of the parkade upon the City owned lands located along the north limit of York Boulevard is scheduled to commence during April of 1987. The adjacent land which is the land in question, is currently used for surface parking, but will not form part of the parkade lands. While the ultimate use of these lands has not yet been determined, surface parking on the site will not be permitted during construction of the parkade because of its close proximity to the construction site and the fear of damage occurring to vehicles parked thereon.

18. That the deadline for the waiver of conditions with respect to an agreement between Cadillac Fairview and the City of Hamilton to develop the Hamilton Eatons Centre, be extended from February 28, 1987 to March 31, 1987.

NOTE: With the adoption of Item 1 of the Twenty Third Report of the Executive Committee, City Council at its meeting on October 28, 1986 authorized the entering into an agreement which was predicated upon a number of conditions being satisfied by February 28, 1987.

Both Cadillac Fairview Officials and Civic Officials have been working diligently towards satisfying these conditions and have made substantial progress however, these conditions cannot be satisfied by February 28, 1987 and additional time is required by both parties to achieve the objective.

*SECTION 17 AMENDED, SEE PAGE 440

Cadillac Fairview is prepared to extend the deadline for waiver of the conditions to March 31, 1987 however, they have expressed concern that any further delays could seriously impact on the schedule of the entire Project.

- *19. (a) That the Option to Purchase the property known as the West Avenue School, located at 255 West Avenue North, from the Board of Education for the City of Hamilton, duly executed on February 19th, 1987 and scheduled for closing on August 31st, 1987, be completed for the purchase price of \$270 000.

The completion of this Option to Purchase is subject to the purchaser and the owner, jointly at the expense of the owner, applying for and obtaining a rezoning of the subject lands to allow for the public parking of automobiles.

- (b) That as this property is being purchased for Off-Street Parking, the acquisition costs of \$270 000 be charged to the "Reserve for Off-Street Parking Account No. 0280-14.
- (c) That Item 7 of the Eighteenth Report of the Finance Committee adopted by City Council on October 29th, 1985, which approved the acquisition of this property subject to a rezoning of the property to allow for public parking, medical offices and a theatre facility, **be rescinded.**

NOTE: City Council approved the purchase of this site on October 29th, 1985 to ensure the availability of off-street parking in anticipation of the increased demands to be placed on the system by the completion of the General Hospital expansion.

At that time the purchase was conditional upon the City obtaining a rezoning to allow public parking, medical offices, and a theatre for the rehearsal and staging of plays by Hamilton Theatre Inc. This latter use is no longer required as Hamilton Theatre Inc. has, with financial assistance from the City, relocated to new premises at 140 MacNab Street North.

An application to rezone the site to "H" to allow the medical office uses was considered by the Planning and Development Committee but was denied. Accordingly revised documentation from the Board of Education making the Option conditional solely upon the City obtaining a rezoning to allow the public parking of automobiles has been obtained.

*SECTION 19 AMENDED, SEE PAGE 440

20 That leave be granted to introduce the following Bill:

Bill A-9 : A By-law to Confirm Proceedings of the Council of the Corporation of the City of Hamilton.

Respectfully Submitted

MAYOR R. M. MORROW, CHAIRMAN
EXECUTIVE COMMITTEE

J. J. Schatz, Secretary
Executive Committee
1987 March 5

***SECTION 17 AMENDED TO READ:**

- *17 That the parcel of City owned land located along the north limit of York Boulevard between James Street North and MacNab Street North, known as Part 16, Plan 62R-8518 be made available gratuitously to Cadillac Fairview and the Contractors constructing the adjacent parkade facility, in order for them to house construction trailers and automobiles and the placement hoarding during the erection of the parkade.

NOTE: Construction of the parkade upon the City owned lands located along the north limit of York Boulevard is scheduled to commence during April of 1987. The adjacent land which is the land in question, is currently used for surface parking, but will not form part of the parkade lands. While the ultimate use of these lands has not yet been determined, surface parking on the site will not be permitted during construction of the parkade because of its close proximity to the construction site and the fear of damage occurring to vehicles parked thereon.

***SECTION 19 AMENDED TO READ:**

- *19 (a) That the Option to Purchase the property known as the West Avenue School, located at 255 West Avenue North, from the Board of Education for the City of Hamilton, duly executed on February 19th, 1987 and scheduled for closing on August 31st, 1987, be completed for the purchase price of \$270 000.

The completion of this Option to Purchase is subject to the purchaser and the owner, jointly at the expense of the owner, applying for and obtaining a rezoning of the subject lands to allow for the public parking of automobiles.

1. The required rezoning shall include the following:
 - (i) The passing of a by-law by the municipality to rezone the subject property to allow the above mentioned use;
 - (ii) The passing of the appeal period for the appeal of the said by-law; and
 - (iii) If there is an appeal, the final determination of the appeal upholding a by-law by the municipality to rezone the subject property to allow the above described use.
 2. If the required zoning as set out in (1) above has not been completed by the closing date set out in this Option to Purchase, then this Option to Purchase shall be null and void and the deposit (including the sum paid for the granting of this Option) shall be returned by the owner to the purchaser without interest, and the purchaser shall not be liable for any damages or costs.
 3. The owner acknowledges that, in approving this Option to Purchase by the City, the City does not fetter the discretion of the City Council to decide whether to pass a by-law to rezone the subject lands, pursuant to the application set out in (1) above. City Council is under statutory duty under the Planning Act, 1983 to consider all the factors set out in that Act, in deciding whether to pass a by-law to rezone the subject lands.
- (b) That as this property is being purchased for Off-Street Parking, the acquisition costs of \$270 000 be charged to the "Reserve for Off-Street Parking Account No. 0280-14.
- (c) That Item 7 of the Eighteenth Report of the Finance Committee adopted by City Council on October 29th, 1985, which approved the acquisition of this property subject to a rezoning of the property to allow for public parking, medical offices and a theatre facility, be rescinded.

NOTE: City Council approved the purchase of this site on October 29th, 1985 to ensure the availability of off-street parking in anticipation of the increased demands to be placed on the system by the completion of the General Hospital expansion.

At that time the purchase was conditional upon the City obtaining a rezoning to allow public parking, medical offices, and a theatre for the rehearsal and staging of plays by Hamilton Theatre Inc. This latter use is no longer required as Hamilton Theatre Inc. has, with financial assistance from the City, relocated to new premises at 140 MacNab Street North.

03/10/87

- 442 -

An application to rezone the site to "H" to allow the medical office uses was considered by the Planning and Development Committee but was denied. Accordingly revised documentation from the Board of Education making the Option conditional solely upon the City obtaining a rezoning to allow the public parking of automobiles has been obtained.

03/10/87

THE CORPORATION OF THE CITY OF HAMILTON

INVITES PROPOSALS FOR THE DEVELOPMENT

OF THE FORMER BANK OF MONTREAL PREMISES

MAIN AND JAMES STREETS

HAMILTON, ONTARIO

- - - - - Picture - - - - -

Located on the south east corner of Main and James Streets in downtown Hamilton, this site forms part of the City's burgeoning commercial core, which boasts such outstanding cultural amenities as a major Trade and Convention Centre, an Art Gallery and an outstanding Theatre Auditorium.

The building contains approximately 20,000 square feet of useable floor area over three levels and mezzanine. It is a foremost example of neo-classical architecture, displaying imposing facades of Queenston dolomite, complete with Corinthian columns and capitals. The interior banking hall features an expanse of over 9,000 square feet, towering to a handsomely coffered ceiling, 35 feet above. The hall is flanked with mezzanines bridged from 28 feet marble pilasters that grace the interior.

The site which contains an area of approximately .25 acres is designated H1 zoning, permitting a wide variety of commercial, professional and institutional uses.

The property is designated as historically and architecturally significant and redevelopment of same shall be subject to a permanent easement in favour of the Ontario Heritage Foundation, in respect of the exterior east, south and north facades, and the interior banking hall. The intent of the easement which will be registered on title prior to conveyance, is to permanently maintain the architectural integrity of those elements of the structure.

The proposal must include a Letter of Intent providing specific information as to the development scheme, its proposed uses, and a schedule for commencement and completion of the project. Vacant possession of the premises to be given in the latter part of 1987.

Proposals are made at the expense of the Proponent. The City is not bound to accept any of the proposals or offers submitted.

The purchase price shall be \$1,000,000.00.

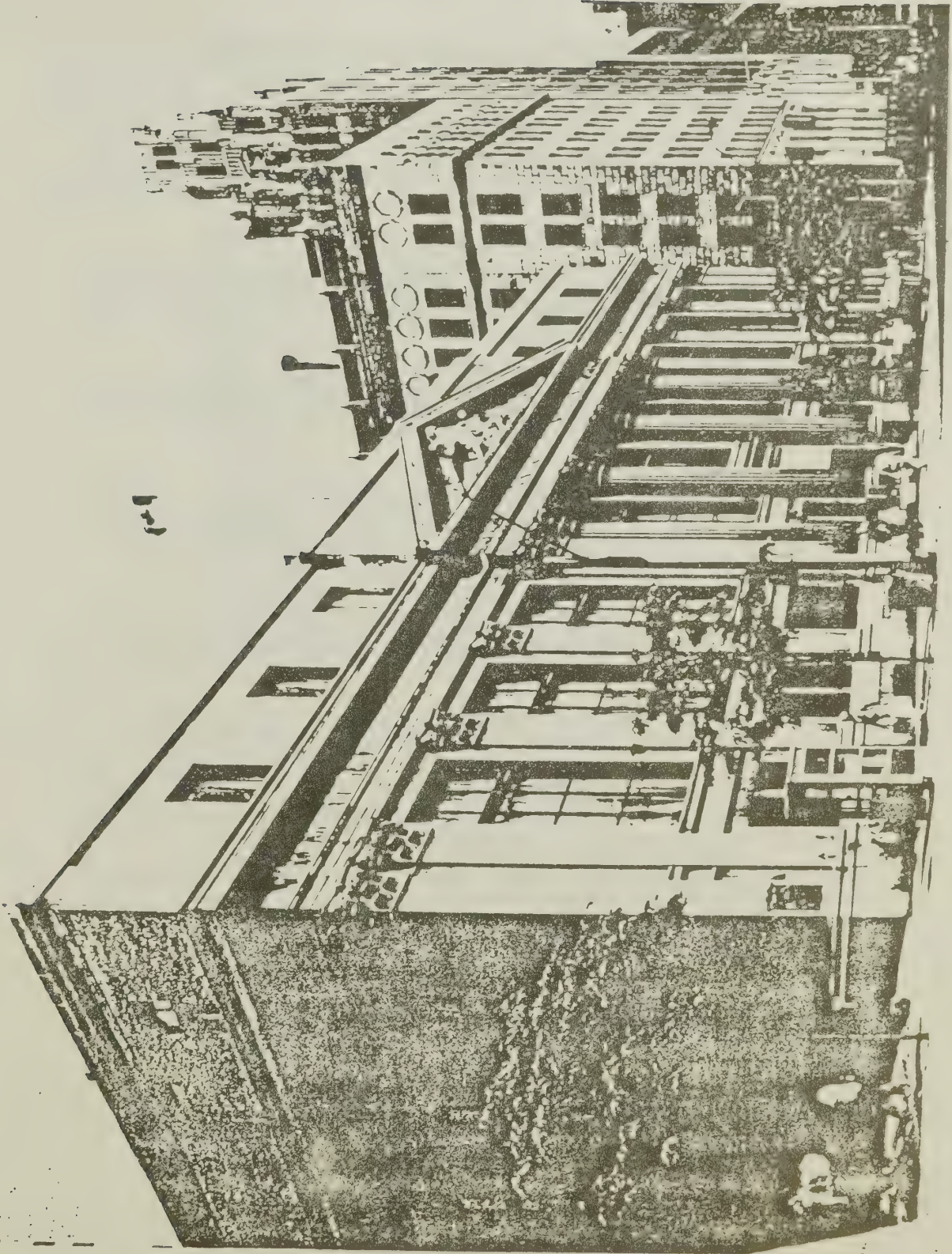
An Offer to Purchase shall be provided along with the proposal, to be submitted on the City's form, which is available at the Corporation's Real Estate Department, City Hall.

Inspection of the building and all pertinent information regarding the property must be directed to the Real Estate Department, City Hall, Hamilton, Ontario, Monday through Friday from 9:00 A.M. to 5:00 P.M. - Telephone 526-4503.

Sealed proposals clearly marked as to contents should be addressed to: Mr. E.A. Simpson, City Clerk, and will be received up to 2:00 P.M., March 31st, 1987 at that office.

City Hall, Hamilton, Ontario
March 14th, 1987

E.A. Simpson
City Clerk



SCHEDULE "A"

(to an Agreement of Purchase and Sale)

To provide special clauses specific to the following consideration, the context of which will be subject to the acceptance of the City Solicitor:

1. Possession: Clear disclosure of the existing lease between the Owner and its Tenant which contains a prospect for endurance up to a nine year term.
2. Assignment: Preclusion of an assignment of the Purchaser's rights and titles prior to the completion of the redevelopment as approved under the condition of sale.
3. Easements: Clear indication of the intended Heritage easements that go with the title, said easements to be imposed on title by the City prior to conveying to the Purchaser.
4. Specifications: Purchase and Sale agreement to include a clause specifying performance in accordance with an agreed program for redevelopment and a requirement that covenants be signed by the Purchaser to that effect.
5. Sale conditional upon the City obtaining vacant possession of the premises.

REPORT OF THE TRANSPORT AND ENVIRONMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council.

The Transport and Environment Committee presents its **FIFTH** Report for 1987 and respectfully recommends:

- *1. (a) That the "Hamilton Theatre Inc." organization be permitted to display a promotional banner across Main Street West, in front of City Hall, from April 13, 1987 to April 20, 1987, subject to the policy guidelines and conditions approved by Council on October 29, 1985 and September 30, 1986, with the following message:

"Hamilton Theatre Inc. Proudly Presents Chicago - The Musical
April 10, 11, 12, 17, 18, 19, 24, 25, Sir John A. MacDonald
Theatre"

- (b) That the "Ontario English Catholic Teachers' Association", organization be permitted to display a promotional banner across Main Street West, in front of City Hall, from March 13, 1987 to March 16, 1987, subject to the policy guidelines and conditions approved by Council on October 29, 1985 and September 30, 1986, with the following message:

"Welcome Ontario English Catholic Teachers' Association"

2. That the City Solicitor be authorized and directed to prepare a By-law to incorporate Part 12, Plan 62R-8311 into Elmore Drive.
3. (a) That the submitted schedules be approved for inclusion in the modified subdivision agreement with the owners of Part 1 and 2 on Reference Plan 62R-8303, Sandrina Gardens, and the City Officials be authorized to execute the agreement.
- (b) That the City Solicitor be instructed to accept the lands shown as part 1 on the A. J. Clarke & Associates plan dated January 5, 1987 for roadway purposes and to take steps to establish the land as a street by by-law.
- (c) That the Treasurer be authorized to pay \$26 293 to DiCenzo Construction Ltd. for compensation of part of the lands acquired under item (b).

*RECORDED VOTE, SEE PAGE 400

- (d) That the City's share (\$31 400) of the cost of services and of the cost of land (\$26 293) be financed from Account #0280-12. (Reserve for Services through Unsubdivided Lands).

<u>TYPE OF WORKS</u>	<u>AMOUNT TO BE FINANCED</u>
Final Roads	\$31 400
Land	<u>26 293</u>
TOTAL	\$57 693

- (e) That the City Solicitor be authorized to apply to the Region for approval under section 48 (31 of the Regional Act to establish the highway).

NOTE: The City has approved the zoning in accordance with the neighbourhood plan and the Land Division Committee has approved the severance for certain lands at Rymal Road and the extension of Upper Gage Avenue (south of Rymal Road).

4. (a) That the submitted schedules for the estimated cost of services in "Sherman Oaks - Phase 4", approved by the Commissioner of Engineering, be adopted for inclusion in the proposed Subdivision Agreement; and
- (b) That the approval of the above clause be subject to the condition that no work be commenced until the Final Survey Plan and the Subdivision Agreement have been registered; and
- (c) In the event that the Subdivider wishes to proceed prior to the registration of the Final Plan of Subdivision, he should be permitted to do so at his own risk, provided that he enter into a Standard Agreement for Pre-Servicing.

NOTE: Clause 1(A)(b) of the Seventh Report of the Planning and Development Committee, as adopted by City Council, at its meeting held on 1985 July 30, recommended that a Subdivision Agreement be entered into between the City of Hamilton and the owners of the lands to be subdivided. The present owner of these lands is Marz Homes Ltd.

5. (a) That the submitted schedules for the estimated cost of services in "Gilkson Meadows - Phase 4", approved by the Commissioner of Engineering, be adopted for inclusion in the proposed Subdivision Agreement; and
- (b) That the approval of the above clause be subject to the condition that no work be commenced until the Final Survey Plan and the Subdivision Agreement have been registered; and

- (c) That in the event that the Subdivider wishes to proceed prior to the registration of the Final Plan of Subdivision, he should be permitted to do so at his own risk, provided that he enter into a Standard Agreement for Pre-Servicing.
- (d) That the City Subdivision Agreement include the necessary provisions which would require the Developer to establish Maintenance Easements in all locations as required by the Zoning By-law and Council policy.

NOTE: Clause 9 of the Fourteenth Report of the Planning and Development Committee, as adopted by City Council, at its meeting held on 1985 July 30, recommended that a Subdivision Agreement be entered into between the City of Hamilton and the owners of the lands to be subdivided. The present owners of these lands are Seebeck Construction Company Limited and Robert Shelley Construction Limited.

- 6. (a) That the engineering schedules for the estimated cost of services in "Wellington Chase - Phase 1, Stage 1", approved by the Commissioner of Engineering, be adopted for inclusion in the proposed Subdivision Agreement; and
- (b) That the City's share for the cost of services for this development (\$30 905.50) be charged to the Reserve for Services Through Unsubdivided Lands, Account No. 0280-12;

<u>TYPE OF WORK</u>	<u>AMOUNT TO BE FINANCED</u>
Final Roadways	<u>30 905.50</u>
TOTAL	30 905.50

- (c) That the approval of the above clauses be subject to the condition that no work be commenced until the Final Survey Plan and the Subdivision Agreement have been registered; and
- (d) That in the event that the Subdivider wishes to proceed prior to the registration of the Plan of Subdivision, he should be permitted to do so at his own risk, provided that he enter into a Standard Agreement for Pre-Servicing.

NOTE: Clause 4(1)(b) of the First Report of the Planning and Development Committee, as adopted by City Council, at its meeting held on 1987 January 13, recommended that a Subdivision Agreement be entered into between the City of Hamilton and the owners of the lands to be subdivided. The present owner of these lands is Wellington Chase Inc. (William Sinclair, President).

7. (a) That the following accounts for Kimberly Estates Addition Subdivision be revised by the amounts indicated:

<u>Account No.</u>	<u>Amount Approved As of June 25/85</u>	<u>Change</u>	<u>Total</u>
0408-3457 (Sewers and Watermains)	16 700	\$2 100 (Decrease)	\$14 600
0408-34316 (Roadworks)	35 000	\$2 100 (Increase)	\$37 100

- (b) That authorization be given for an additional expenditure of \$5 900 to cover the additional cost of the City's Share due to the construction of the asphalt overlay on Kimberly Drive and the increase in the cost of fencing.
- (c) That the additional expenditure be charged to the Reserve for Services through unsubdivided lands Account No. 0280-12.
8. (a) That the revised sidewalk portion of the 1987 Reconstruction Program, as appended hereto, be approved; and
- (b) That the Commissioner of Engineering be authorized to undertake these works on behalf of the City of Hamilton once all the necessary approvals have been received.

NOTE: The revised sidewalk program represents a removal of \$979 000 from the original estimate for sidewalks, these funds now make it possible to undertake at least the following first three road projects on the supplementary list:

<u>Street</u>	<u>From</u>	<u>To</u>
Agnes St.	Barton	Campbell
Orphir Rd.	Pottruff	Rainbow
Bobolink Rd.	Upper Wellington	Cardinal

9. That the application of Michael M. Mihailovich, Solicitor, on behalf of the present owner(s) of 416 King William Street, Urban Native Homes, to retain the following inadvertent encroachments consisting of:
- i. Wooden steps, 0.84 m by 1.22 m
- ii. Wooden railway ties, 2.13 m by 2.2 m
- be approved during the pleasure of City Council provided that:

- (a) The owner(s) enter into an agreement, satisfactory to the City Solicitor, to indemnify and save the City harmless from all actions, causes of action, interest, claims, demands, costs, damages, expenses and loss.
 - (b) That a first year fee of \$125, and subsequent annual fee of \$20 be set for this privilege.
 - (c) That the Mayor, City Clerk and City Treasurer be authorized to sign and execute all necessary documents to implement this agreement.
10. (a) That item #25(c) of the 16th Report of the Transport and Environment Committee approved by Council on September 30, 1986 respecting an encroachment agreement for 210 Mary Street North, be rescinded; and
- (b) That the application of the owner(s) of 210 Mary Street North, John Woods, to retain the following inadvertent encroachments on
- i. Mary Street; consisting of wood porch and steps, 0.52m by 4.57m
 - ii. Robert Street; consisting of 2 1/2 storey brick building, 0.55m by 9.30m
- be approved during the pleasure of City Council, provided:
- (aa) The owner(s) enter into an agreement, satisfactory to the City Solicitor, to indemnify and save the City harmless from all actions, causes of action, interest, claims, demands, costs, damages, expenses and loss.
 - (bb) An annual fee of \$35 be set for this privilege, which fee shall be due and payable to the Corporation 30 days from the date of this resolution.
11. That the application of Luton Enterprises, the present owner of 110, 112 and 114 Burlington Street East, to retain the following inadvertent encroachments consisting of:

(a) On Burlington Street East -

i. 110 Burlington Street East

- concrete steps and wrought iron railing, 0.18 m by 0.91 m

ii. 112 Burlington Street East

- concrete steps and wrought iron railing, 0.13 m by 0.91 m

iii. 114 Burlington Street East

- concrete steps and wrought iron railing, 0.13 m by 0.91 m

(b) On Mary Street -

i. Corner of Burlington Street East

- Wooden railway ties, 4.65 m x 1.50 m by 0.76 m above the sidewalk,

be approved during the pleasure of City Council, provided:

(aa) The owner(s) enter into an agreement, satisfactory to the City Solicitor, to indemnify and save the City harmless from all actions, causes of action, interest, claims, demands, costs, damages, expenses and loss.

(bb) That a first year fee of \$125 and subsequent annual fee of \$20 be set for this privilege.

(cc) That the Mayor, City Clerk and City Treasurer be authorized to sign and execute all necessary documents to implement this agreement.

12. That the application by Profast Limited to lease a portion of the boulevard on Wexford Avenue North adjacent to 1341 Main Street East be approved, provided that:

(a) That the applicant pay the annual fee in accordance with the fee structure approved by the City Council on 1986 March 25 (current rate is \$50.00 per year), plus taxes, if any, in addition to the \$10 annual encroachment insurance charge approved by City Council on 1984 February 14.

(b) That the owner pays a one time \$25 registration fee, as approved by the City Council on 1986 January 14.

(c) That the owner complies with the requirements as set out in the policy approved by City Council on 1975 June 24, respecting using a portion of the road allowance for parking purposes.

- (d) That the parking area and other structures, approved by the Director of Traffic Services, be constructed and maintained at the owner's expense.
 - (e) That the owner executes an agreement, satisfactory to the City Solicitor to indemnify and save the City harmless from all actions, causes of action, interest, claims, demands, costs, damages, expenses and loss.
13. (a) That the annual fee associated with the existing boulevard parking agreement with American Can Incorporated which permits parking on the boulevard of Shaw Street adjacent to 390 Victoria Avenue North be changed from the present \$247.55 to \$410, in accordance with the fee structure approved by the City Council on 1986 March 25; and
- (b) That the City Treasurer be directed to revise the billing records accordingly.
14. That the application by the Citizen Action Group to lease a portion of the boulevard of MacNab Street South adjacent to No. 33 Bold Street be approved provided that:
- (a) That the applicant pays the annual fee in accordance with the fee structure approved by the City Council on 1986 March 25 (current rate is \$100.00 per year), plus taxes, if any, in addition to the \$10 annual encroachment insurance charge approved by City Council on 1984 February 14.
 - (b) That the owner pays a one time \$25 registration fee, as approved by the City Council on 1986 January 14.
 - (c) That the owner complies with the requirements as set out in the policy approved by City Council on 1975 June 24, respecting using a portion of the road allowance for parking purposes.
 - (d) That the driveway approaches, parking area and other structures, approved by the Director of Traffic Services, be constructed and maintained at the owner's expense.
 - (e) That the owner executes an agreement, satisfactory to the City Solicitor to indemnify and save the City harmless from all actions, causes of action, interest, claims, demands, costs, damages, expenses and loss.

15. (a)
 - i. That a permit parking regulation be implemented on the south side of Jackson Street West between Queen Street and Ray Street; and
 - ii. That the Director of Traffic Services be authorized to initially issue one parking permit to applicants residing in Nos. 272, 270, 262, 260, 253 Jackson Street West, two parking permits to applicants residing in No. 268 Jackson Street West and three parking permits to applicants residing in No. 266 Jackson Street West; and
 - iii. That in the future, if parking permits are available, the Director of Traffic Services be authorized to redistribute parking permits to other eligible applicants residing in the block, on a first come first served basis; and
 - (b)
 - i. That a permit parking regulation be implemented on the south side of Murray Street, Commencing at a point 96 feet east of James Street North and extending to a point 92 feet west of Hughson Street North; and
 - ii. That the Director of Traffic Services be authorized to issue one parking permit to each of the first five applicants residing in the designated portion of the block, and any additional permits (to a maximum of five) on a first come first served basis; and
 - iii. That a "Two Hour Parking Time Limit, 8:00 a.m. to 6:00 p.m., Monday to Saturday" regulation be implemented on the south side of Murray Street, commencing at Hughson Street and extending to a point 92 feet westerly therefrom; and
 - (c) That City Traffic By-law 66-100 be amended accordingly.
16. (a) That a "Commercial Vehicle Loading Zone" regulation be implemented on the west side of MacNab Street North, commencing at a point 150 feet north of Vine Street and extending to a point 50 feet northerly therefrom; and
 - (b) That City Traffic By-law 66-100 be amended accordingly.
17. (a) That parking be prohibited on the South Side of Everton Place in front of the residential properties No. 54, 56, 58 and 60 and
 - (b) That City Traffic By-law 66-100 be amended accordingly.

18. (a) That in accordance with the request of the Hamilton Street Railway Company, the following new bus stop be established:
- Delaware Route - Inbound - Cochrane Road at Hixon Road (F/S)
- (b) That City Traffic By-law 66-100 be amended accordingly.
19. (a) That the existing "No Parking" regulation on the south side of Napier Street commencing at Queen Street North and extending to a point 284 feet westerly therefrom be extended, such that the regulation extends to a point 350 feet west of Queen Street North; and
- (b) That City Traffic By-law 66-100 be amended accordingly.
20. (a) That the existing By-law entry authorizing a "Commercial Vehicle Loading Zone" regulation on the north side of Jackson Street West, west of MacNab Street South, be revised, such that the regulation commences at a point 127 feet west of MacNab Street South and extends to a point 31 feet westerly therefrom; and
- (b) That City Traffic By-law 66-100 be amended accordingly.

- *21. That the construction of a "buffer" around the refrigeration unit on the roof of the Rosedale Arena, at a cost not to exceed \$200, not be proceeded with.

NOTE: For the information of the members of City Council, the above recommendation was lost on a 4-4 tie vote and in accordance with Council's policy, is being forwarded at this time for Council's consideration.

22. That the Chairman or his designate be authorized to attend the Municipal Waste Management Conference in Toronto, April 1 and 2, 1987.

23. That leave be granted to introduce the following bills:

- (a) B-13 By-law to Amend By-law 66-100 to Regulate Traffic
- (b) B-14 By-law to Amend By-law 66-100 to Regulate Traffic.

- *24. That the costs awarded to Mr. Mitsui by the Land Compensation Board with respect to the expropriation of 490 York Street, and assessed by Master Clark in the amount of \$70 001.80, plus applicable interest, be paid.

NOTE: Mr. Herman Turkstra, solicitor for Mr. Mitsui, submitted a Bill of Costs to the City in the amount of \$84 646.44. The Bill of Costs was contested and assessed by Master Clark in the amount of \$67 001.80 being a reduction of \$17 644.64. Master Clark also awarded \$3 000 in costs for the assessment hearing for a total of \$70 001.80. Of the \$70 001.80, \$16 641.63 has already

been paid as approved by City Council at its meeting of 1984 June 26, being the accounts, exclusive of interest, of W.R. Kellough and Associates (Canada) Inc. which company acted as Mr. Mitsui's appraisers.

Further, costs were awarded to the City by the Court on 1985 May 6 with respect to Mr. Turkstra's Motion to extend the time to perfect his appeal and Mr. Turkstra has agreed to have same set at \$500. Therefore, the net payment to Mr. Mitsui will be \$52 860.17 (\$70 001.80 minus \$16 641.63 minus \$500) plus applicable interest.

- *25. That the "SPECTATOR/A & P FOOD FAIR" organization be permitted to display a promotional banner across Main Street West, in front of City Hall, from 1987 March 30, to 1987 April 13, subject to the policy guidelines and conditions approved by Council on 1985 October 29 and 1986 September 30, with the following message:

"FOOD FAIR - APRIL 9, 10, 11, 12 -
HAMILTON CONVENTION CENTRE."

RESPECTFULLY SUBMITTED,

ALDERMAN H. MERLING, CHAIRMAN
TRANSPORT AND ENVIRONMENT COMMITTEE

R. C. Prowse, Secretary
1987 March 02

*SECTION 21 AMENDED TO READ:

- *21. That the construction of a "buffer" around the refrigeration unit on the roof of the Rosedale Arena, at a cost not to exceed \$200, be proceeded with.

NOTE: For the information of the members of City Council, the above recommendation was lost on a 4-4 tie vote and in accordance with Council's policy, is being forwarded at this time for Council's consideration.

*SECTION 24 ADDED DURING COUNCIL

*SECTION 25 ADDED DURING COUNCIL

PAGE 6

CITY OF HAMILTON 1987 RECONSTRUCTION/RESURFACING PROGRAMB. SIDEWALKS

<u>Street</u>	<u>From</u>	<u>To</u>	<u>Side</u>	<u>Length</u>	<u>Estimated Cost</u>	<u>Remarks</u>
Guise Street	James	John	South	250m	\$ 78,000	- 1985 carry over - in conjunction with storm sewers
Main Street	Kensington London	90m west of North Ottawa Houghton	North	225m 365m	\$ 48,000 71,000	- Regional Road
Parkdale Avenue	Melvin Roxborough	Britannia 50m south of Main	West East	155m 415m	37,000 92,000	- Regional Road
Upper Gage Ave.	Concession	Bruce Dale	Both	1400m	218,000	- reconstruct; repair - Regional Road

REPORT OF THE PARKS AND RECREATION COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Parks and Recreation Committee presents its **FIFTH** Report for 1987 and respectfully recommends:

1. That the City exercise its option to renew the leasing of Food Service Concession at the Rosedale Arena with Peter Papanam, o/a 392472 Ontario Ltd., Hamilton, in accordance with specifications issued by the Director of Purchasing and Vendor's tender, as follows:

<u>Term of Lease</u>	<u>Minimum Monthly Guaranteed</u>	<u>Guaranteed Monthly Payment</u>
May 1, 1987 to April 30, 1988	\$500.00	\$250.00
May 1, 1988 to April 30, 1989	500.00	275.00

Note: Highest bidder of four (4) received.

2. (a) That the lease with Maurice Carter Chevrolet-Oldsmobile Limited for land on Cannon Street East at Elgin Street containing approximately 6 916 square feet be renewed on a monthly basis until the land is required for municipal purposes.
- (b) That the lease commence 1987 March 1, at a monthly rental of \$340 (including taxes estimated at \$2 000 for 1987).
- (c) That the City Solicitor be authorized and directed to prepare the necessary lease agreement.

Note: For the information of the members of Council, the above mentioned property containing 6 916 square feet was purchased by the City for the Beasley Park. As this vacant land is not required immediately for parks purposes, Maurice Carter Chevrolet-Oldsmobile Limited have requested the opportunity of leasing this land for vehicle storage.

3. (a) That the City enter into a lease agreement with Lockwood Motors Limited for the lease of 11 818 square feet, more or less, of vacant land for a period of one year commencing 1987 April 1, at a yearly rental of \$6 660 (including taxes estimated at \$3 196 per year) payable in equal monthly installments of \$555.
- (b) That the Lessee have the option to renew for a further year at a rental agreeable to both parties providing the lands are not required for parks purposes.

- (c) That the City Solicitor be authorized and directed to prepare the necessary lease agreement.

Note: For the information of the members of Council, the above mentioned property containing 11 818 square feet was purchased by the City for the Beasley Park. As this vacant land is not required immediately for parks purposes, Lockwood Motors Limited have requested the opportunity of leasing this land for vehicle storage.

4. That the amount of \$8 660 provided for in the 1987 budget estimates to expand the services at both the Hamilton Senior Centre, Y.W.C.A., and Ottawa Street Y.W.C.A. be transferred to the budget estimates for the Main/Hess Senior's Centre to provide for part-time support staff which would allow expanded hours of operation at the Main/Hess Senior's Centre and enable the Supervisor of the Centre to provide advisory services to the Senior Citizen's Council, the formation of which was approved by City Council in 1986 October.

Note: For the information of the members of Council, in view of severe budget restraints, and with the co-operation of the Executive Director of the Metro "Y", the above amount can be reduced from the original estimates submitted. This was accomplished by reducing of rental rates for "Y" facilities, limiting wage increases for part-time instructors, re-locating and re-scheduling of programs.

5. The the following terms and conditions be approved and included in a contract between the City and the Lions Club of Hamilton-East for the purpose of operating an authentic rodeo at Ivor Wynne Stadium:

- (a) The contract will be between the City and the Lions Club of Hamilton-East.
- * (b) The stadium will be provided on 1987 June 26, 27, 28, 29 in order to operate two shows, one on Saturday, 1987 June 27 at approximately 2:00 to 5:00 p.m. and one on Sunday, 1987 June 28 at approximately 2:00 to 5:00 p.m.
- (c) That the Lions Club provide the City with proof of \$10 000 000 Public Liability and property damage insurance, satisfactory to the City Solicitor and which names the City as additional insured. This insurance is to remain in effect until 1987 October 31 to cover any potential costs incurred as the result of any latent damage caused by this event.
- (d) That the Lions Club provide the City with irrevocable letter of credit in the amount of \$30 000 to offset any immediate costs of repairs of damages caused by the staging of this event in the Stadium.

*RECORDED VOTE ON SUB-SECTION (b) OF SECTION 5, SEE PAGE 403

- (e) That the Lions Club implement and comply with the terms and conditions as previously submitted by the Hamilton S.P.C.A.
- (f) That the Lions Club be responsible to pay all costs relative to the operation of the rodeo and including:
 - (i) Tickets - printing, selling and taking at the door
 - (ii) Ushers - crowd-control, security and safety
 - (iii) Any police security as deemed necessary by the Hamilton-Wentworth Regional Police
 - (iv) The acquisition, delivery, installation and removal of soil, plywood, protective plastic or tarpaulin, planking, to protect the artificial turf and any equipment required to operate the event
 - (v) Any costs to clean up the stadium, surrounding area, and streets as a result of the event.
- (g) The rental rate as follows:
 - (i) \$1 825 for each of the "set-up"/ "take-down" days (1987 June 26 and 29)
 - (ii) \$3 650 for each of the events/days (1987 June 27 and 28) or 12% of the gross gate receipts, after taxes, which ever is greater.
- (h) It is understood and agreed:
 - (i) That there is to be no over night camping in the stadium, and any overnight security required must be approved by the City.
 - (ii) That any animals involved with the event will not be stabled in the stadium over night.
 - (iii) That ticket sales are to be on a pre-sold reserved seat basis in order to avoid early "lining-up" outside the stadium.
 - (iv) That only sanctioned Ontario Rodeo Association members may enter the ring for/during the events.
 - (v) That the Lions Club is to respect and comply with the terms and conditions of existing agreements between the City and the Tiger Cat/Maple Leaf Gardens Organization, relative to: advertising, souvenirs, and concessions, and J.C.'s service club relative to stadium parking.
- (i) The specific details of the placement and removal of tarpaulins, plywood, polyethylene plastic, and 12" of soil in order to protect the stadium facilities and turf are subject to prior approval of the Director of Public Works. The schedule for trucking of the soil in/out of the stadium is to be submitted to and approved by the Director of Public Works prior to event. Appropriate City staff are to be present during all activities relative to the event and are to specifically oversee the installation and removal of the soil, plywood etc.

- (j) The scheduling of the event is subject to confirmation of Tiger Cat Football exhibition schedule which would have prior rights in the field for games.
- (k) The audience for this event will be restricted to the "north stands" only in the stadium.

Note: For the information of the members of Council, Mr. Huzar representing the Lions Club has been informed of these terms and conditions. A copy of this report is being forwarded to him prior to this meeting.

The Tiger Cat Club has been advised of the dates of this event but is not in a position, as of this date, to confirm the exhibition schedule for June.

Attempts are being made to overcome difficulties relative to the lack of availability of repair staff from Monsanto following the event in case damage occurs.

- 6. That permission be given to Pigott Construction to move concrete slabs removed from Copps Coliseum to the former Lax site, for future use as shoreline protection.

Note: For the information of the members of Council, it is expected that during the coming summer, the concrete slab in the Copps Coliseum will be cut into rectangles approximately 4'X 6' and removed. Pigott Construction have requested permission to transport these slabs to the former Lax property, for future use. Our Consultants have indicated that this size and thickness of slab, which is fully reinforced, would be suitable for shoreline protection. Therefore, permission is requested to allow this stockpiling to take place. It should be noted that similar permission was sought and given when it appeared that concrete slabs would be available from the Ministry of Transportation and Communications in 1986. These slabs, however, were eventually sent elsewhere by M.T.C.

This recommendation was approved by the Waterfront Parks Advisory Sub-Committee at its meeting of 1987 February 18.

- 7. (a) That the City assume the following costs with respect to the request by the Tiger Cat Football Club for renovations to the Tiger Cat training/dressing room facilities.

	<u>Estimate</u>
(i) Heating, Ventilation and Air-Conditioning	\$27 942
- main locker room	
- exercise room and connecting corridor	
- training room	
(ii) Main Locker Room	\$ 8 314
-modification to 48 existing lockers	
and construction and installation of	
new lockers	

(iii) Miscellaneous	\$ 1 200
i.e. building permit, etc.	
	<u>\$37 456</u>

- (b) That the Tiger Cat Football Club be responsible for payment of expenses incurred with respect to the following:

	<u>Estimate</u>
<u>Main Locker Area</u>	
Safety Container Boxes (48)	\$ 1 536
Individual Stools (48)	\$ 2 640
<u>Exercise Room</u>	
New Lockers (8)	\$ 1 386
Painting - To Be Carried out By Tiger Cats	
Safety Container Boxes	<u>\$ 256</u>
Individual Stools	\$ 440
<u>Coaches Locker Room</u>	
New Lockers (8)	\$ 1 300
Individual Stools (8)	<u>\$ 440</u>
	\$ 7 998

- (c) That this expenditure be financed from the Ivor Wynne Stadium Capital Budget Account No. 0408-C3625 which has sufficient funds remaining for same.

Respectfully submitted,

ALDERMAN T. MURRAY, CHAIRMAN
PARKS AND RECREATION COMMITTEE

S. G. Hollowell, Acting Secretary
1987 March 3

* REPORT OF THE PARKS AND RECREATION COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Parks and Recreation Committee presents its SIXTH Report for 1987 and respectfully recommends that Legal Counsel for the City:

1. Clarify the position of officials at the Ministry of the Environment regarding
 - (a) the precise nature and extent of the environmental contamination on the Lax Lands;
 - (b) the attitude adopted by the Ministry towards the dumping when it was done in the late seventies and early eighties, including any "historical" documentation in this regard;
 - (c) whether further soil tests and other environmental analysis ought to be done at this time;
 - (d) whether the Ministry proposes to issue a clean-up order pursuant to the Environmental Protection Act;
2. Make Counsel for Lax familiar with the City's approach to the environmental problem and the clean-up strategy.
3. Obtain a proposal from an architect/developer to assess the work already done by our engineering and other experts and to prepare a report for the Land Compensation Board.
4. Proceed to meet with the City's various experts at an early date to assess our general state of preparation for the Land Compensation Board and take whatever other action is necessary for that purpose.

Respectfully submitted,

Alderman T. Murray, Chairman
Parks and Recreation Committee

S. G. Hollowell, Acting Secretary
1987 March 10
/dg

*REPORT ADDED DURING COUNCIL
RECORDED VOTE, SEE PAGE 403

REPORT OF THE PLANNING AND DEVELOPMENT COMMITTEE

To the Corporation of the City of Hamilton.

Members of Council:

The Planning and Development Committee presents its **FIFTH** Report for 1987 and respectfully recommends:

- *1. (A) That approval be given to Official Plan Amendment No. 49 to create a special policy area to permit limited commercial uses within the existing building at 678 Upper James Street, as shown on the attached map marked as **APPENDIX "A"** and the City Solicitor be directed to prepare a By-law to adopt this Official Plan Amendment for submission to the Regional Municipality of Hamilton-Wentworth.
- (B) That approval be given to Zoning Application 86-51, Frank Agostino, owner requesting a change in zoning from "C" (Urban Protected Residential, etc.) District to "H" (Community Shopping and Commercial, etc.) District, modified, to permit the conversion of an existing single-family dwelling to professional offices and other commercial uses for the property located at No. 678 Upper James Street, as shown on the attached map marked as **APPENDIX "A"**, on the following basis:
 - i) That the "H" (Community Shopping and Commercial, etc.) District provisions as contained in section 14 of Zoning By-law No. 6593 be modified to include the following variances as special requirements:
 - (a) Notwithstanding Section 14(1) of By-law No. 6593, no uses shall be permitted on the land other than one or more of the following:
 - (i) **COMMERCIAL USES**
 - 1. Business or professional person's office;
 - 2. Finance, insurance or real estate office;
 - 3. Photographer's or artist's studio, but not including a motion picture studio
 - 4. Barber shop, hairdressing establishment beauty parlour, massage parlour;

*RECORDED VOTE, SEE PAGE 403

5. Physical fitness studio, reducing salon, shoeshine parlour or other like establishment;
6. A retail store selling,
 - (a) wearing apparel and accessories;
 - (b) furniture, home furnishings, appliances;
 - (c) antiques;
 - (d) books and stationery;
 - (e) tobacco, gifts, novelties, souvenirs, newspapers and magazines
 - (f) camera and photographic supplies;
 - (g) jewellery;
 - (h) flowers, plants and like goods sold or offered for sale by a florist;
 - (i) sale and dispensing of optical goods;
7. Retail drug store
8. Food store;
9. Retail variety store;
10. Showroom or sample room including such a room to deal with bona fide antiques, but not including a second-hand shop, pawnbroker, retail shop for the sale of plumbing supplies or fixtures or a pet shop;
11. Commercial lending library or art gallery;
12. Wall sign or window sign shop;
13. Public library, art gallery, or private club;

14. A business identification sign of an occupancy or use, that complies with the following requirements:
 - (a) No sign shall exceed 2.0 metres in vertical dimension
 - (b) No sign shall be illuminated unless the source of light is steady and suitably shielded to contain the illumination.
- ii) That notwithstanding any other provision of By-law No. 6593
 - (a) Off-street parking on the basis of one space for each 41.80 square metres of space used in a building for retailing shall be provided and maintained; and,
 - (b) The uses referred to in clause (a) shall occur only in the existing buildings which shall not be extended or enlarged; and
 - (c) In the event of the total destruction or demolition of an existing building, it may be replaced only by a building having the same external dimensions as the building which it replaces and the replacement building shall not have more than two storeys plus a basement;
 - (d) A visual barrier, not less than 1.2 metres and not more than 2.0 metres in height shall be provided and maintained along the westerly lot line;
 - (e) All lighting facilities at the rear of the premises shall be so installed and maintained as to ensure that the light is deflected away from all near-by residential districts.
- iii) That the amending By-law be added to Section 19B of Zoning By-law No. 6593, as Schedule S-1010, and that the subject lands on Zoning District Map W-8 be notated S-1010;
- iv) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map W-8; and,
- v) That the proposed change in zoning will be in conformity with the Official Plan for the Hamilton Planning Area upon the approval of Official Plan Amendment No. 49.

- (C) That By-law No. 79-275 establishing Site Plan Control be amended by adding the subject lands to Schedule "A".

NOTE: The purpose of this By-law is to provide for a change in zoning from "C" (Urban Protected Residential, etc) District to "H" (Community Shopping and Commercial, etc.) District, modified, for the property located at No. 678 Upper James Street, as shown on the attached map.

The effect of the By-law is to permit the conversion of the existing single-family dwelling to professional offices and/or boutiques.

In addition, the by-law provides for the following variances:

- a) limited commercial uses;
 - b) off-street parking on the basis of one space for each 41.8m²;
 - c) no building shall be enlarged or extended;
 - d) if building is destroyed or demolished, it may be replaced only by a building having the same external dimensions;
 - e) a visual barrier to be provided along the westerly lot line; and,
 - f) all lighting facilities to be deflected away nearby residential districts.
- (i) That the Planning Department be directed to undertake a review of the two blocks of land on Upper James Street bounded by Wembley Road and South Bend Road with a view to providing the Planning and Development Committee with a recommendation on possible rezoning of lands for commercial use on Upper James Street.

2. A. That approval be given to Official Plan Amendment No. 48 to create a special policy area to permit a lawyer's office within the existing building and the City Solicitor be directed to prepare a By-law to amend the Official Plan for submission to the Regional Municipality of Hamilton-Wentworth, as shown as APPENDIX "B".
- B. That approval be given to Zoning Application 86-114, Alan Cooper and Patricia Wallace, owners, requesting a modification to the existing "E-3" (High Density Multiple Dwellings) District regulations to permit the conversion of the first floor of a multiple dwelling for law offices for property located at No. 131 Charles Street, as shown on the attached map marked as APPENDIX "C", on the following basis:
 - i) That the "E-3" (High Multiple Dwellings) District regulations as contained in Section 11C of Zoning By-law No. 6593 applicable to the subject lands, be modified to include the following variance as a special requirement:
 - a) That notwithstanding Section 11C(1) of By-law No. 6593, the following additional use shall be permitted within the existing building:
 - 1) Permitted Use:

a lawyer's office on the first floor only
 - 2) Accessory Use:

One ground sign, wall sign, or projecting sign of an area not more than 0.4 square metres (4.31 sq. ft.) non-illuminated or illuminated by non-flashing indirect, or interior means only, located at least 1.5 metres (4.92 ft) from the nearest street line in connection with any commercial use permitted in the district.
 - ii) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1011, and that the subject lands on Zoning District Map W-5 be notated S-1011;
 - iii) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map W-5;
 - iv) That the proposed change in zoning will be in conformity with the Official Plan for the Hamilton Planning Area upon the approval of the Official Plan Amendment No. 48.

- v) That the Durand Neighbourhood Plan be changed by redesignating the subject lands from "Low Density Apartments" to a "Commercial and Apartments" designation.

NOTE: The purpose of the By-law is to provide for a modification to the established "E-3" (High Density Multiple Dwellings, etc.) District regulations applicable to property located at No. 131 Charles Street, as shown on the attached map.

The effect of the By-law is to permit the following additional uses within the existing building located on the site:

a) Permitted Use:

a lawyer's office on the first floor only

b) Accessory Use:

One ground sign, wall sign, or projecting sign of an area not more than 0.4 square metres non-illuminated or illuminated by non-flashing, indirect, or interior means only, located at least 1.5 metres from the nearest street line in connection with any commercial use permitted in the district.

- 3. That approval be given to Zoning Application 87-05, the Cadillac Fairview Corporation Limited, lessee, requesting a further modification to the "AA" (Agricultural) District regulations, to permit an extension of the temporary use of the lands for parking purposes for a further three-year period in accordance with Section 38 of the Planning Act, applicable to the lands located at the north-east corner of Upper Wentworth Street and Limeridge Road East, as shown on the attached map marked as **APPENDIX "D"**, on the following basis:

- a) That the "AA" (Agricultural) District provisions of By-law No. 6593 be modified in accordance with Section 38 of the Planning Act, R.S.O. 1983, to permit the temporary use of these lands for parking of automobiles for a further three-year period.
- b) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-675c, and that the subject land on Zoning District Map E-27A be notated S-675c.
- c) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-27A.

- d) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.
 - e) That the Thorner Neighbourhood Plan be modified accordingly by adding a notation on the plan.
4. That approval be given to Zoning Application 87-01, Galwan Canada Limited, owner, for a change in zoning from "AA" (Agricultural) District and "C" (Urban Protected Residential, etc.) District to "RT20" (Townhouse and Maisonette) District and "RT-30" (Street Townhouse) District, for property located at the north-east corner of Loconder Drive and Upper Gage Avenue, as shown on the attached map marked as APPENDIX "E", on the following basis:
- a) That the lands described as Block 1 be rezoned from "AA" (Agricultural) District and "C" (Urban Protected Residential, etc.) District to "RT-20" (Townhouse and Maisonette) District;
 - b) That the lands described as Block 2 be rezoned from "AA" (Agricultural) District and "C" (Urban Protected Residential, etc.) District to "RT-30" (Street Townhouse) District.
 - c) That the "RT-30" (Street Townhouse) District regulations as contained in Section 10F of Zoning By-law No. 6593 applicable to the lands described as Block 2 be modified to include the following variance as special requirement:
 - i) Notwithstanding the provisions of Section 10F(4)(b) a minimum rear yard of 7.2 m shall be required.
 - d) That the Amending By-law be added to Section 19B of Zoning By-law No. 6593, as Schedule S-1012, and that the subject lands, (Block 2) on Zoning District Map E-49B be notated S-1012;
 - e) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-49B;
 - f) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area;
 - g) That the Quinndale Neighbourhood Plan be amended by redesignating the subject lands from "Low Density Apartments" to an "Attached Housing" designation.

NOTE:

The purpose of the By-law is to provide for the following changes in zoning for property located at the north-east corner of Loconder Drive and Upper Gage Avenue, as shown on the attached map.

- Block 1 - Change in zoning from "AA" (Agricultural) District and "C" (Urban Protected Residential, etc.) District to "RT-20" (Townhouse and Maisonette) District.
- Block 2 - Change in zoning from "AA" (Agricultural) District and "C" (Urban Protected Residential, etc.) District to "RT-30" (Street Townhouse) District, modified.

In addition, the By-law provides for the following variance as special requirement:

- i) To permit a minimum rear yard of 7.2 m for the street townhouse development located on the lands described as Block 2 whereas a minimum rear yard of 7.5 m is required.

The effect of the By-law is to permit a condominium townhouse development on the lands shown as Block 1, and a street townhouse development on the lands shown as Block 2 on the attached map.

5. That approval be given to Zoning Application 87-09, Hamilton General Homes, Ltd., owner, requesting a modification to the "M-14" (Prestige Industrial) District, to permit the following additional commercial uses within an existing building: rustproofing of automobiles, installation of auto glass and sun roofs, for the property located at No. 1180 Stone Church Road East, as shown on the attached map marked as APPENDIX "F", on the following basis:

- a) That the "M-14" (Prestige Industrial) District regulations as contained in Section 17F of Zoning By-law No. 6593, applicable to the subject lands, be modified to include the following variance as a special requirement:

- i) That notwithstanding the provisions of Section 17F(1)(b), the following additional commercial uses shall be permitted:

<u>Identification Number</u>	<u>Commercial Use</u>
6354	Motor Vehicle Glass Replacement Shop
6399	Motor Vehicle Service

- b) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1013, and that the subject land as Zoning District Map E-59C be notated as S-1013;

- c) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-59C; and,
- d) That the proposed change in zoning is in conformity with the City of Hamilton Official Plan.

NOTE:

The purpose of this By-law is to provide for a modification to the "M-14" (Prestige Industrial) District for the property located at No. 1180 Stone Church Road East.

The effect of the By-law is to permit the following additional commercial uses:

- 1. rustproofing, surface treating, undercoating and towing for motor vehicles;
 - 2. the installation of auto glass and sun roofs;
 - 3. custom window tinting;
 - 4. motor vehicle diagnostic centre; and,
 - 5. customizing of vans
6. That approval be given to Zoning Application ZA-86-47, Costantino Construction Limited, owner and part owner, requesting a change in zoning from "AA" (Agricultural) District and "L-mr-1" (Planned Development - Multiple Residential) District to "C" (Urban Protected Residential, etc.) District and "R-4" (Small Lot Single-Family Detached) District, for the property located on the west side of Upper Gage Avenue, in the area north of Rymal Road East, as shown on the attached plan marked as APPENDIX "G", on the following basis:
- a) That the lands shown as Block "1" be rezoned from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District;
 - b) That the lands shown as Block "2" be rezoned from "L-mr-1" (Planned Development - Multiple Residential) District to "C" (Urban Protected Residential, etc.) District;
 - c) That the lands shown as Block "3" be rezoned from "AA" (Agricultural) District to "R-4" (Small Lot Single-Family Detached) District;
 - d) That the City Solicitor be directed to prepare a by-law to amend Zoning By-law No. 6593 and Zoning District Map E-38D;
 - e) That the proposed changes in zoning are in conformity with the Official Plan for the Hamilton Planning Area;

- f) That the Eleanor Neighbourhood Plan be amended by redesignating the easterly portion of Block "1" and properties at Nos. 1592 and No. 1598 Upper Gage Avenue from "Medium Density Apartments" to a "Single and Double" residential designation, and Block "2" from "Attached Housing" to a "Single and Double" residential designation.

NOTE:

The purpose of the By-law is to provide for the following changes in zoning for property located on the west side of Upper Gage Avenue, in the area north of Rymal Road East, as shown on the attached plan marked as **APPENDIX "G"**, on the following basis:

- Block 1 - Change from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District
- Block 2 - Change from "L-mr-1" (Planned Development -Multiple Residential) District to "C" (Urban Protected Residential, etc.) District
- Block 3 - Change from "AA" (Agricultural) District to "R-4" (Small Lot Single-Family Detached) District.

The effect of the By-law is to permit development of the lands through a draft plan of subdivision for single-family dwellings and small lot single-family detached dwellings.

7. That approval be given to Zoning Application 86-112, Frank Silvestri, prospective owner, for a change in zoning from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District for property located at the rear of No. 1446, 1458 and 1464 Upper Ottawa Street, as shown on the attached map marked as **APPENDIX "H"**, on the following basis:

- i) That the subject lands be rezoned from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District;
- ii) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-49D;
- iii) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning area.

NOTE:

The purpose of the By-law is to provide for a change in zoning from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District for property located at the rear of No. 1446, 1452, 1458 and 1464 Upper Ottawa Street, as shown on the attached map marked as **APPENDIX "H"**.

The effect of the by-law is to establish the appropriate zoning to permit development of the lands in accordance with a registered plan of subdivision for the purpose of establishing single family dwelling lots.

8. That approval be given to Zoning Application 87-03 and 87-04, Marz Homes, prospective owner, requesting a change in zoning from "AA" (Agricultural) District and "C" (Urban Protected Residential, etc.) District to "R-4" (Small Lot Single-Family Detached) District and from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District to permit the development of the subject lands for single-family dwellings, for the lands located at No. 613 Limeridge Road East and the rear portion of the lands at No. 623 Limeridge Road East, as shown on the attached map marked as **APPENDIX "I"**, on the following basis:
 - a) That Block "1" be rezoned from "AA" (Agricultural) District to "R-4" (Small Lot Single-Family Detached) District;
 - b) That Blocks "2" and "3" be rezoned from "C" (Urban Protected Residential, etc.) District to "R-4" (Small Lot Single-Family Detached) District;
 - c) That Block "4" be rezoned from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District;
 - d) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law 6593 and Zoning District Map E-27A; and,
 - e) That the proposed change in zoning is in conformity with the City of Hamilton Official Plan.

NOTE:

The purpose of the By-law is to provide for a change in zoning for the property located at No. 613 Limeridge Road East and the rear portion of the lands located at No. 623 Limeridge Road East as shown on the attached map on the following basis:

- | | |
|--------------------|--|
| Block "1" | Change in zoning from "AA" (Agricultural) District to "R-4" (Small Lot Single Family-Detached) District; |
| Blocks "2" and "3" | Change in zoning from "C" (Urban Protected Residential, etc.) District to "R-4" (Small Lot Single Family-Detached) District; and |
| Block "4" | Change in zoning from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District. |

The effect of the By-law is to create 5 building lots for small lot single-family detached dwellings on lands shown as Blocks 1, 2 and 3. The rear land shown as Block 4, in conjunction with lands to the north and south will be divided into 2 building lots for single-family detached dwellings.

single-family dwelling on Block "3" will remain.

9. (a) That approval be given to Consent to Sever Application SE-86-001 Shelle R. Ramharrack, owner, to sever lands located at 203 - 209 1/2 Victoria Avenue North for mortgage purposes, pursuant to Section 4(1) of The Rental Housing Protection Act, 1986.

(b) That approval of Consent to Sever Application SE-86-001 be subject to the approval by the Regional Land Division Committee pursuant to The Planning Act, 1983.
10. That approval be given, pursuant to Section 4(1) of The Rental Housing Protection Act, 1986, to application CD-86001, Helen Cappadocia owner, to establish a draft plan of condominium, located at 210 Bay Street, south of Robinson Street and west of Bay Street subject to the following condition:
 1. That this approval apply to the plan proposed by A. J. Clarke, O.L.S., dated 1986 October 17.
11. That approval be given, pursuant to Section 4(1) of The Rental Housing Protection Act, 1986, to Condominium Conversion Application CD-86-002 to establish a draft plan of condominium, located at 212 Bay Street, at the west side of Bay Street, south of Robinson Street subject to the following conditions:
 1. That this approval apply to the plan prepared by A. J. Clarke, O.L.S., dated 1986 October 17.
12. That an Offer to Purchase the lands of The Corporation of the City of Hamilton having a frontage on the southern limit of Stone Church Road East of 99.85 feet duly executed on February 6th, 1987, by the Purchasers, T. Valeri Construction Limited and scheduled for closing on May 27th, 1987 be approved and completed.

NOTE:

The purchase price is \$40 000. A deposit cheque in the amount of \$4 000., is being held by the City Treasurer pending Council approval.

It is understood and agreed by the Purchaser that the subject lands have services available to it on Stone Church Road East, however, the Purchaser acknowledges and agrees, that there are no lateral connections of the sewer and water lines to the Purchaser's property line. The Purchaser is responsible at its sole costs to provide these sewer and water connections.

The property is composed of a parcel of land located on the southern limit of Stone Church Road having a frontage of 99.85 feet by a depth of 418.57 feet and containing an area of .9423 acres and more particularly described as Parts 26 and 28, Plan 62R-820.

This transaction includes special building covenants, agreements and restrictions which are set out in APPENDIX "J" hereto attached.

13. That an Offer to Purchase the lands of The Corporation of the City of Hamilton having a frontage on the south side of Stone Church Road East of 100 feet duly executed on February 6th, 1987 by the Purchasers, Isotti Plumbing and Heating Ltd., and scheduled for closing on May 27, 1987 be approved and completed.

NOTE:

The purchase price is \$40 800. A deposit cheque in the amount of \$4 080., is being held by the City Treasurer pending Council approval.

It is understood and agreed by the Purchaser that the subject lands have services available to it on Stone Church Road East, however, the Purchaser acknowledges and agrees, that there are no lateral connections of the sewer and water lines to the Purchaser's property line. The Purchaser is responsible at its sole costs to provide these sewer and water connections.

The property is composed of a parcel of land located on the southern limit of Stone Church Road having a frontage of 100 feet by a depth of 418.57 feet and containing an area of .9606 acres and more particularly described as Part 30, Plan 62R-820.

This transaction includes special building covenants, agreements and restrictions which are set out in APPENDIX "K" hereto attached.

14. (a) That approval be given to the lease of vacant City owned land at 410 Birch Avenue containing .4922 acres to 537871 Ontario Inc., operating as the Debonair Tavern on the basis of a monthly tenancy commencing March 13, 1987 at a rental of \$430.56 for the period of March 13 to March 31, 1987 and thereafter at a rental of \$702.50 per month (including realty taxes) plus business taxes payable in advance in monthly installments on the first day of each and every month, commencing April 1, 1987.

- (b) That the City Solicitor be directed to prepare the documentation covering the use of the said land and that the Mayor and City Clerk be authorized to execute the lease agreement.

Note: For the information of the members of City Council, two post dated cheques in the sum of \$430.56 and \$702.50, representing initial payments for the least of land, are currently in the City's possession.

The above-noted lease may be terminated by either the Lessor or the Lessee upon 60 days notice in writing.

15. That the City enter into an amending agreement to amend the Offer to Purchase dated September 3, 1986 made by Artell Developments Ltd., to purchase parts 11, 12, 13 and 14 on Plan 62R-7820 and adopted by City Council at its meeting of September 20, 1986 as follows:

Note: For the information of the members of City Council, Covenant 6.3, (1.) and (2.) of the Offer to Purchase requires the purchaser to commence construction of a thirty thousand square foot building by September 25, 1987 and complete same by September 25, 1988 and permits no extensions to these two dates for matters beyond the reasonable control of the purchaser. The purchaser has requested that this covenant be amended by adding the above noted clause on the understanding that time is to remain of the essence and all other terms and conditions are to remain the same.

"6.3(4.) However if by reason of strike, lockout, material or labour shortage or by any other matter not within its control and not caused by its default, or act of commission or omission and not avoidable by reasonable effort or foresight, the grantee is in good faith and without default or neglect on its part prevented or delayed in meeting the time limits in clause 6.3(1.) and (2.), those two limits shall be extended by a period of time equal to that of such delay or prevention, but by no longer than one hundred and twenty days.

- *16. That the City Solicitor report to the Planning and Development Committee with recommendations on all requests to the Ontario Municipal Board for a review of the Board's decisions.

Note: For the information of members of City Council, a request was made by the City Solicitor's Department on 1987 January 20 to the Ontario Municipal Board to review its decision respecting lands located at the south-east corner of King Street East and Greenhill Avenue. It is the direction of the Planning and Development Committee that in future all such action be reviewed and approved by the Planning and Development Committee and subsequently by City Council.

*MOTION TO REFER BACK, LOST

RECORDED VOTE, SEE PAGE 404

SECTION 16 AMENDED, SEE PAGE 483

RECORDED VOTES, SEE PAGE 404

- *17. That approval be given for Application SA-86-27, Costantino Construction Limited, owner, to establish a draft plan of subdivision on the west side of Upper Gage Avenue north of Rymal Road East, subject to the following conditions:
- a) That the approval apply to the plan prepared by A.J. Clarke and Associates, dated November 18, 1986, revised to include a widening for Upper Gage Avenue across the east side of Lot 7, to number the widenings as Blocks 19 and 20 and to establish a 0.3 m reserve as Block 21.
1. That the owner acquire sufficient land to establish Eaglewood Drive to its full required width.
 2. That the road allowance and widening for Upper Gage Avenue be dedicated as public highway on the final plan.
 3. That the streets be named to the satisfaction of the City of Hamilton and the Regional Municipality of Hamilton-Wentworth.
 4. That the proposed subdivision conform with the Zoning By-law approved under The Planning Act.
 5. That the owner make a cash payment in lieu of the conveyance of 5% of the land included in the plan to the City of Hamilton for park purposes.
 6. That such easements as may be required for utility or drainage purposes be granted to the appropriate authority.
 7. That the owner provide the City of Hamilton with a certified list showing the net area and width of each lot in the final plan.
 8. That the dead-end and open side of the road allowance created by the plan be terminated in 0.3 m reserves to be conveyed to the City of Hamilton and held by the City until required for the future extension of the road allowances or development of abutting lands.
 9. That Lots 17 and 18 be developed only after registration of the abutting lands to the west so as to provide street frontage and access to the lots.

*See footnote on page 479

- *10. That the Subdivision agreement specify that Costantino Construction Limited be responsible for the erection of a fence between the southerly lot line of the property known as municipal No. 1574 Upper Gage Avenue and the proposed subdivision
- 11. That the owner agree in writing to satisfy all the requirements, financial and otherwise, of the City of Hamilton.

b) That a subdivision agreement be entered into by the Corporation of the City of Hamilton and the owner to provide for compliance with the conditions of approval established by the Hamilton-Wentworth Region with respect to this application (SA-86-27), Costantino Construction Limited, owners, proposed draft plan of subdivision and that the City execute the agreement when the said conditions have been met and the City's share of the cost of installing municipal services has been approved by City Council.

18. That approval be given to amend the draft approved subdivision, by the deletion of Lots 11 and 12 under Regional File No. 25T-85017, City of Hamilton File No. SA-85-09.

NOTE:

The purpose of the proposed amendment to the draft approved subdivision is to accommodate the consideration of an application by the Regional Land Division Committee for consent to convey two parcels of land fronting on Upper Paradise Road.

19. a) That approval be given to City Initiative 86-L to amend Zoning By-law No. 6593 by adding the following new subsection:

i) "3.(10) "Public Notice" signs located on those parcel(s) of land where an application for zoning and/or official plan amendment have been received and are being considered by the City."

b) That the City Solicitor be directed to prepare a by-law to amend Zoning By-law No. 6593.

c) That the proposed By-law amendment is in conformity with the Official Plan for the Hamilton Planning Area.

NOTE:

The purpose and effect of this By-law is to permit the erection of "Public Notice" signs on properties where applications for zoning and/or official plan amendment have been received and are being considered by the City.

- d) That Council adopt the following policy guidelines regarding sign posting for rezoning applications.
- 1) That the applicant be required to post a sign on the property, at his/her own expense, advising that a zoning and/or official plan amendment application has been made and is being considered by the City;
 - 2) That the applicant be responsible for the maintenance and removal of the sign;
 - 3) That the applicant submit a photograph to the Planning and Development Department's satisfaction demonstrating that a sign has been erected, prior to any work being undertaken on the application;
 - 4) That when the City or Region undertakes a rezoning, it will be the responsibility of the Department initiating the rezoning or in all other cases the Planning and Development Department to prepare, erect and maintain an appropriate sign;
 - 5) That the City budget \$3 000., annually to cover the cost of sign posting for rezonings undertaken by the municipality and that the Treasurer be requested to allocate the funds to an appropriate account.
 - 6) That the sign remain posted until the By-law comes into effect or until City Council has denied the application;
 - 7) That the sign be located on the site where maximum exposure to the abutting street(s) is attained but should not create a visual obstruction to pedestrians and motorists;
 - 8) That the sign be required to contain the following information:
 - i) The words "**Public Notice**" in bold lettering
 - ii) To whom the application has been submitted (e.g. City of Hamilton)
 - iii) The owner's /developer's name, municipal address of the land affected, and the nature of the zoning/official plan amendment application
 - iv) The proposed land use
 - v) File number

vi) Planning and Development Department phone number for more information.

(a) The sign shall not be less than 2.0 m² in area.

20. That approval be given to amend draft approved subdivision, by the deletion of Lots 11 and 12 under Regional File No. 25T-85-17, City of Hamilton File No. SA-85-09.

NOTE:

The purpose of the proposed amendment to the draft approved subdivision is to accommodate the consideration of an application by the Regional Land Division Committee for consent to convey two parcels of land fronting on Upper Paradise Road.

21. That the Building Commissioner be authorized to issue demolition permits for the demolition of residential buildings as outlined below for which application has been processed through the Building Department and the Planning and Development Committee:

- (a) 160 Eleanor Avenue
- (b) 875 Upper Wentworth
- (c) 160 Pritchard

22. That a rehabilitation loan in the amount of \$16 823., be approved for Milton and Annetta Brown, owners, of a Second Level Lodging Home at 90 Emerald Street South, to be amortized over a ten-year period at three percent interest and secured by a Lien on title.

Note: For the information of the members of City Council, this loan is part of a capital grant in the amount of \$250 000., received from the Ministry of Health for the implementation of a loan programme for the rehabilitation of Second Level Lodging Home to accommodate ex-psychiatric patients. An additional \$75 000., has recently been provided for the implementation of this programme.

This application represents the sixth loan processed under this programme at a total cost of \$110 752. The home presently provides care for eleven out-patients. The loan is secured by a Lien on Title and all moneys collected on repayments are placed in a recyclable account to permit the continuance of the programme.

The owner has also agreed to enter into an Operating Agreement with the Canadian Mental Health Association to deliver Social Programs to residents of the home.

23. That in relation to Zoning Application ZA-86-39 and Item 1(b) of the 15th Report of Planning and Development Committee adopted by City Council on July 22, 1986, clause 1.(a), (b) and (e) be deleted and replaced by a new clause which reads as follows:

- 1(a) That an additional building floor area not to exceed 93.0 square metres permitting the joining of the two existing buildings and an underground storage area of 31.3 square metres be permitted.
- (b) That Section 2.2 be deleted and replaced with the following:

"2.2 Not less than 9 parking spaces shall be provided on the land of which 4 parallel parking spaces shall have a parking length of 6.0 metres."
- (c) That Section 2.3(a) be amended by changing the front yard depth from 2.4 m to 2.0 m;
- (d) That a 2.5 metre high visual barrier be permitted along the southerly and westerly property lines.

NOTE:

The purpose of the amendment is to incorporate changes and features proposed by the site plans of the development which include the following:

- (a) to permit a maximum additional building floor area of 93.0 square metres between the two existing buildings located at 122 and 132 Queen Street South and an additional underground storage area to be constructed under the new paved parking area addition.
- (b) to permit a minimum of 9 parking spaces instead of the required 13 parking spaces and that four of the parallel parking spaces be permitted to be 6.0m instead of 6.7m long.
- (c) to permit a 2.5 metre high visual barrier instead of the maximum 2.0m height.

24. That leave be granted to introduce the following Bills:

- D-25 By-law to Amend Zoning By-law No. 6593 Respecting Land Located at the North-East Corner of Jackson Street West and Caroline Street South.
- D-26 By-law to Amend Zoning By-law No. 6593 Respecting Land Located at Municipal No. 135 Britannia Avenue.
- D-27 By-law to Adopt Official Plan Amendment No. 48 Respecting Land Located at Municipal No. 131 Charles Street.
- D-28 By-law to Adopt Official Plan Amendment No. 49 Respecting Land Located on the West side of Upper James Street, South of Wembley Road, known municipally as No. 678 Upper James Street.

*25. That the Mayor and the City Clerk be authorized to execute Consent and Waiver of Notice for lands owned by West Highland Management Limited and described as Part I, Plan 62R-8151, to be registered under Land Titles.

Respectfully submitted,

ALDERMAN J. SMITH, CHAIRMAN,
PLANNING AND DEVELOPMENT COMMITTEE

Susan K. Reeder, Acting Secretary,

*SECTION 25 ADDED DURING COUNCIL

*SECTION 16 AMENDED TO READ:

*16. That the City Solicitor report to the Planning and Development Committee with recommendations on all requests to the Ontario Municipal Board for a review of the Board's decisions and further the Solicitor's Department be requested to withdraw immediately this request dated January 20, 1987 to the O.M.B. to have the Board's decision reviewed and decision rescinded in the matter of 2804 - 08 - 10 King Street East and 596361 Ontario Ltd.

Note: For the information of members of City Council, a request was made by the City Solicitor's Department on 1987 January 20 to the Ontario Municipal Board to review its decision respecting lands located at the south-east corner of King Street East and Greenhill Avenue. It is the direction of the Planning and Development Committee that in future all such action be reviewed and approved by the Planning and Development Committee and subsequently by City Council.

*Sub-section 10 of Section 17 Amended to Read:

10. That the Subdivision agreement specify that Costantino Construction Limited be responsible for the erection of a six (6) ft. board fence between the southerly lot line of the property known as municipal No. 1574 Upper Gage Avenue and the proposed subdivision

03/10/87

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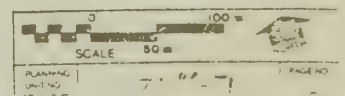


Appendix "A" as referred to
in Item (a) of the Fifth
Report for 1987 of the Planning
and Development Committee

LEGEND.



SITE OF THE APPLICATION.



The following text, together with attached Schedule "B", constitute Amendment No. .

PURPOSE:

To establish a site specific policy to permit a lawyer's office within an existing residential building.

LOCATION:

The property affected by this Amendment is known municipally as 131 Charles Street.

BASIS:

Council has deemed the proposal to be an acceptable land use and compatible with surrounding development.

ACTUAL CHANGES:

1. The following new policy be added to Subsection A.2.9.3 - Other Policy Areas as Policy A.2.9.3.32:

"Notwithstanding Subsection A.2.1, Subsection A.2.2 and Policy A.2.9.3.1 for those lands within the area shown on Schedule "B" as SPECIAL POLICY AREA 37, and known municipally as 131 Charles Street, a lawyer's office within the existing residential building will be permitted."

2. The following be added to Schedule "B" - SPECIAL POLICY AREAS:

- Special Policy Area 37; and,
 - "Area 37 refer to Policy A.2.9.3.32" in the legend,
- as shown on the attached Schedule "B" to this Amendment.

IMPLEMENTATION:

A Zoning By-law Amendment will give effect to the intended use of the subject lands.

Appendix "B" as referred to in
Item 2 A. of the ~~C.F.M.~~
Report for 1987 of the Planning
and Development Committee

03/10/87

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- 2 -

This is Schedule 1 to By-law No. passed on the day of
A.D. 1987.

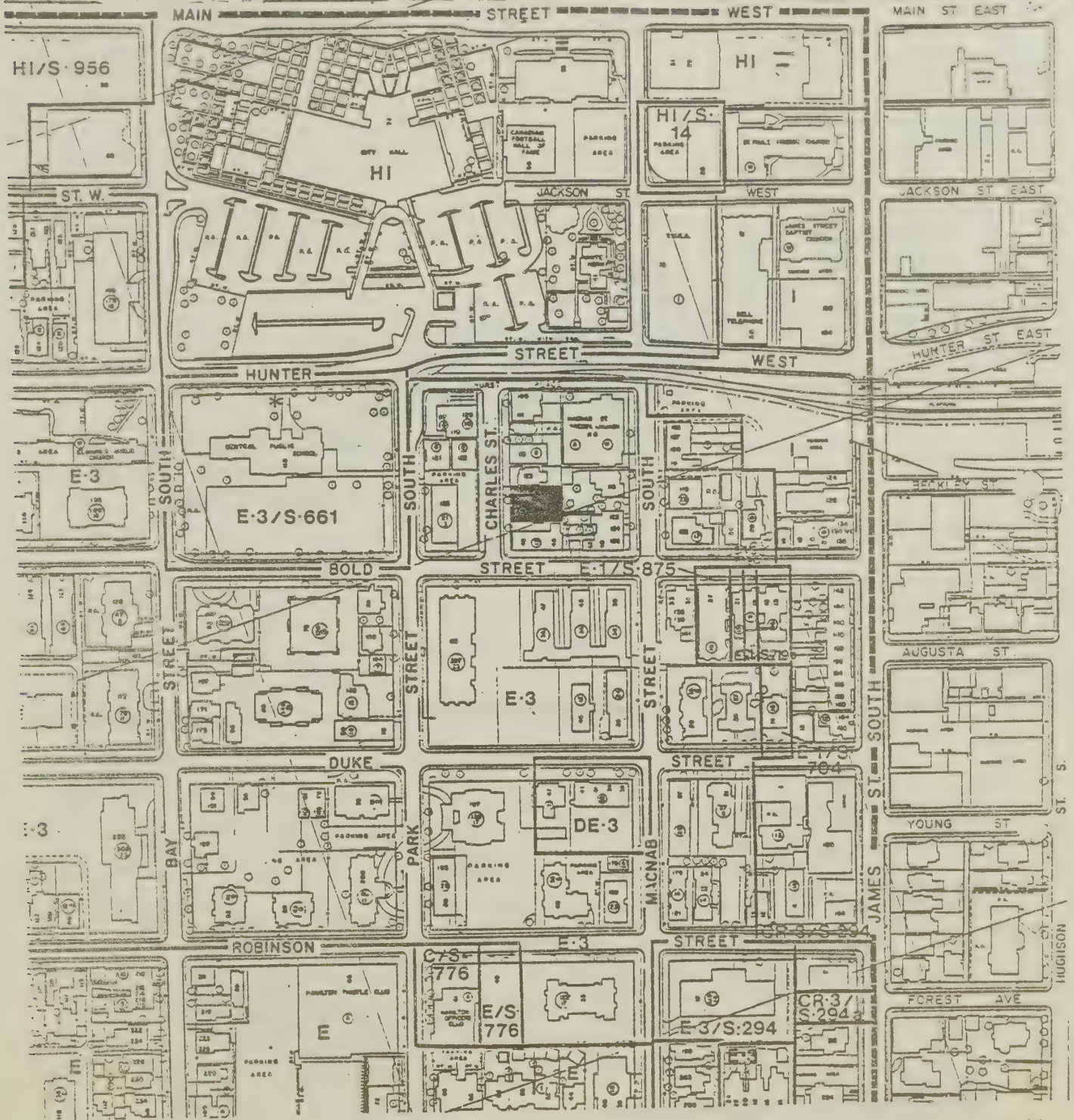
THE CORPORATION OF THE
CITY OF HAMILTON

City Clerk

Mayor

03/10/87

489



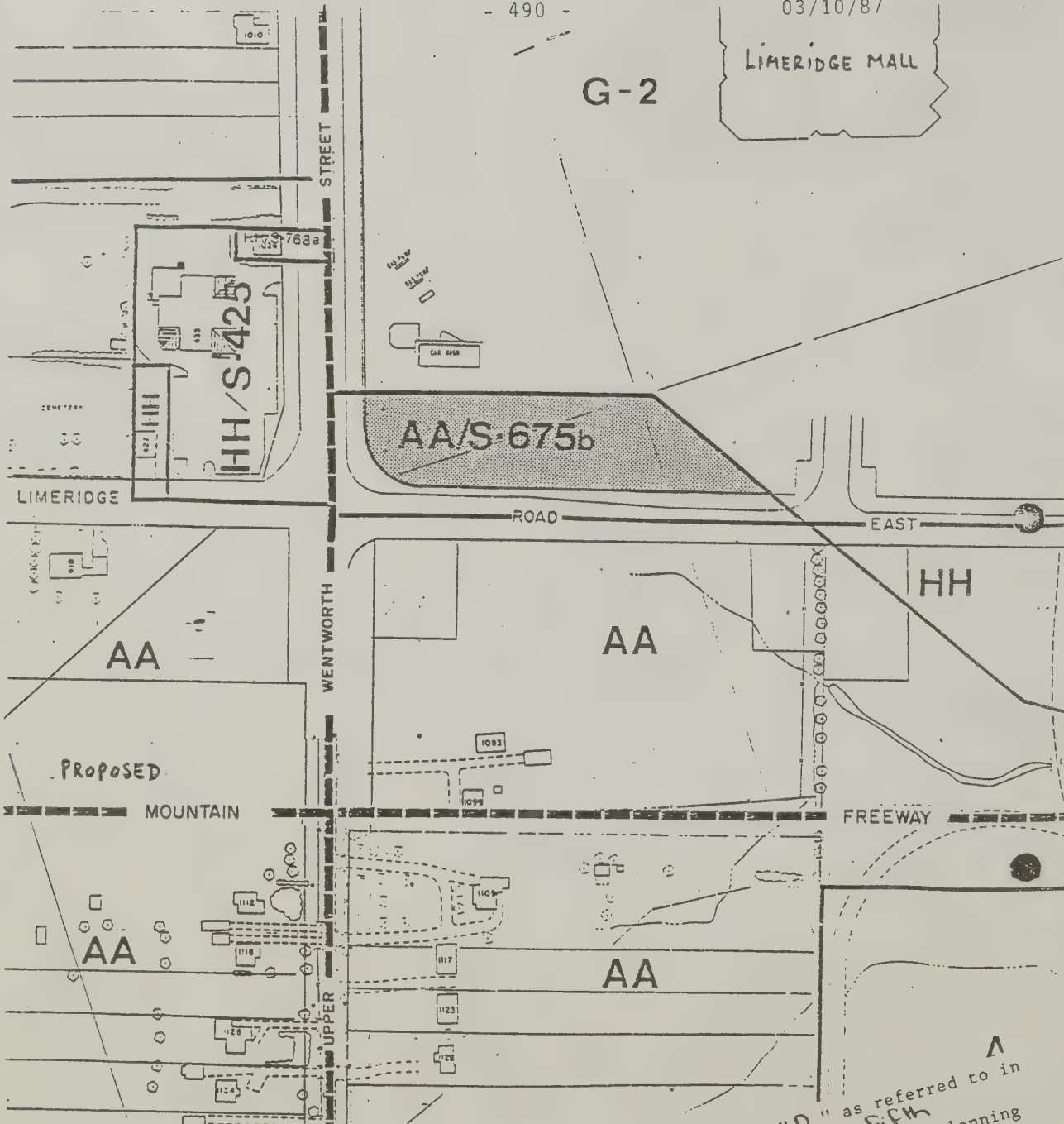
LEGEND

 SITE OF THE APPLICATION

Appendix "C" as referred to in
Item 28 of the
Report for 1987 of the Planning
and Development Committee

G-2

LIMERIDGE MALL



LEGEND

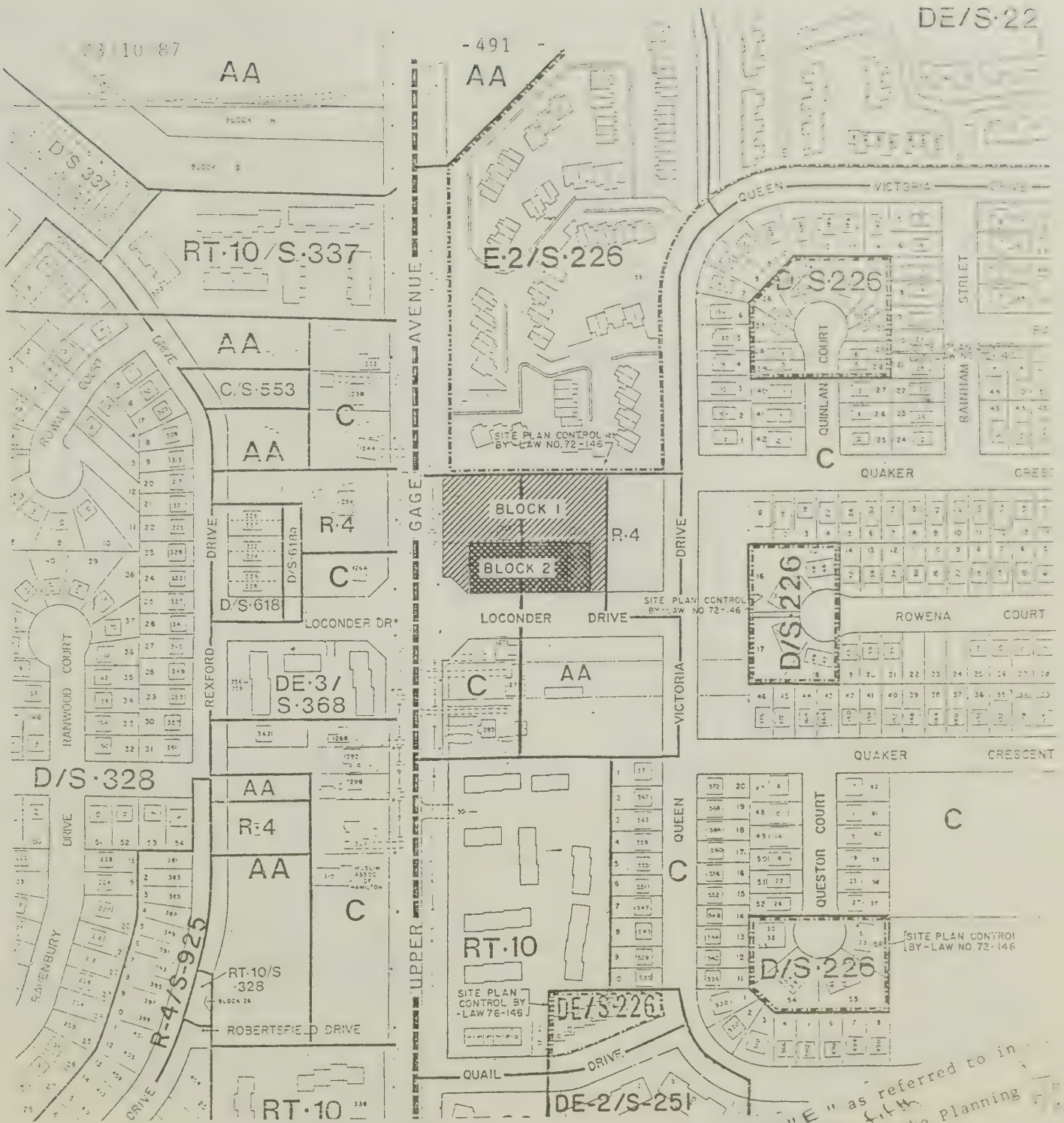
 SITE OF THE APPLICATION

Appendix "D" as referred to in
Item 3 of the Fifth
Report for 1987 of the Planning
and Development Committee


ZA87-05

03/10/87

-491-

**LEGEND**

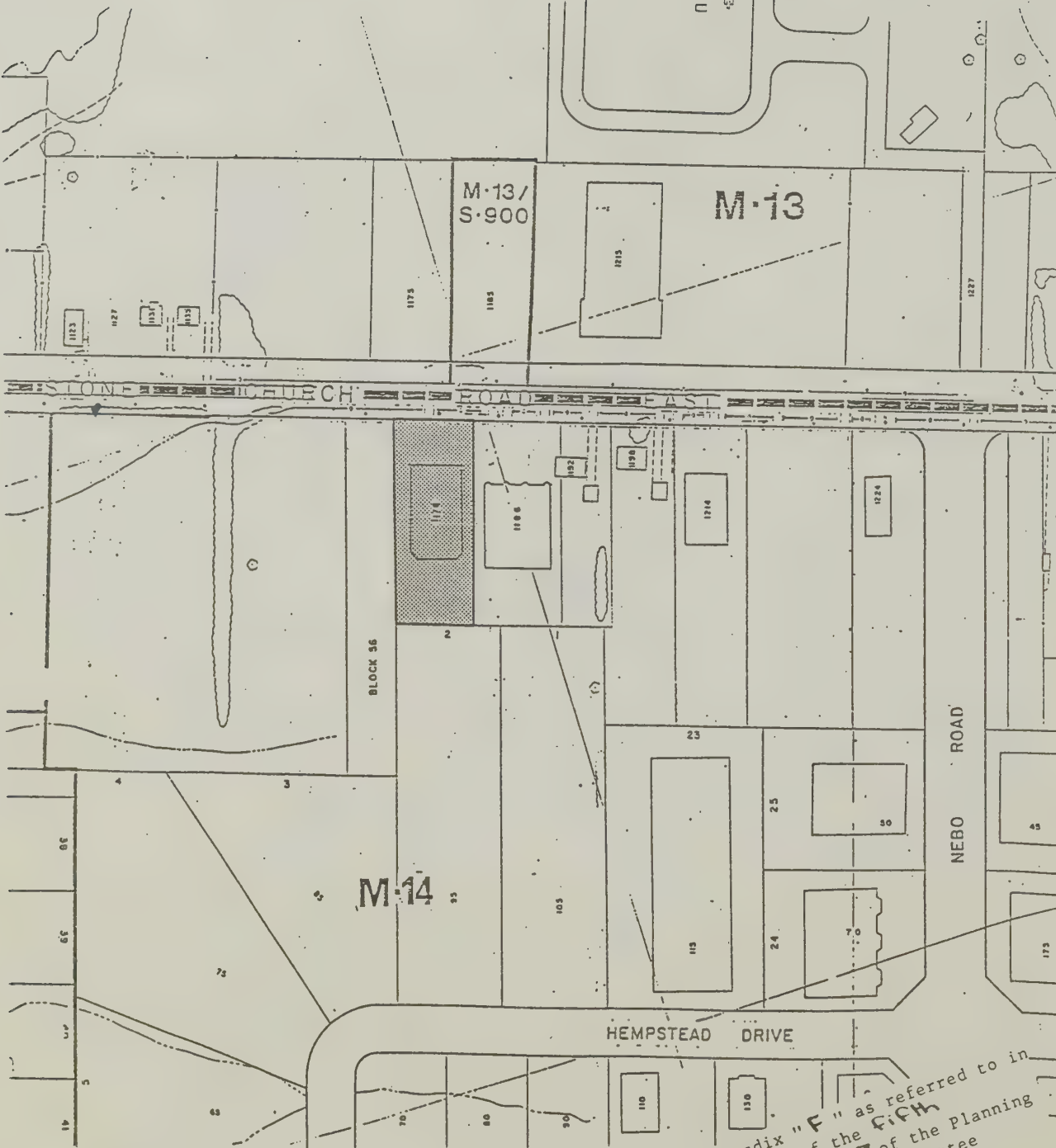
CHANGE IN ZONING FROM "AA" (AGRICULTURAL) DISTRICT AND "C" (PROTECTED RESIDENTIAL, ETC.) DISTRICT TO:

BLOCK 1  "RT-20" (TOWNHOUSE - MAISONETTE) DISTRICT.

BLOCK 2  "RT-30" (STREET-TOWNHOUSE) DISTRICT, MODIFIED.

Appendix "E" as referred to in Item 4 of the L.L.M. Report for 1987 of the Planning and Development Committee





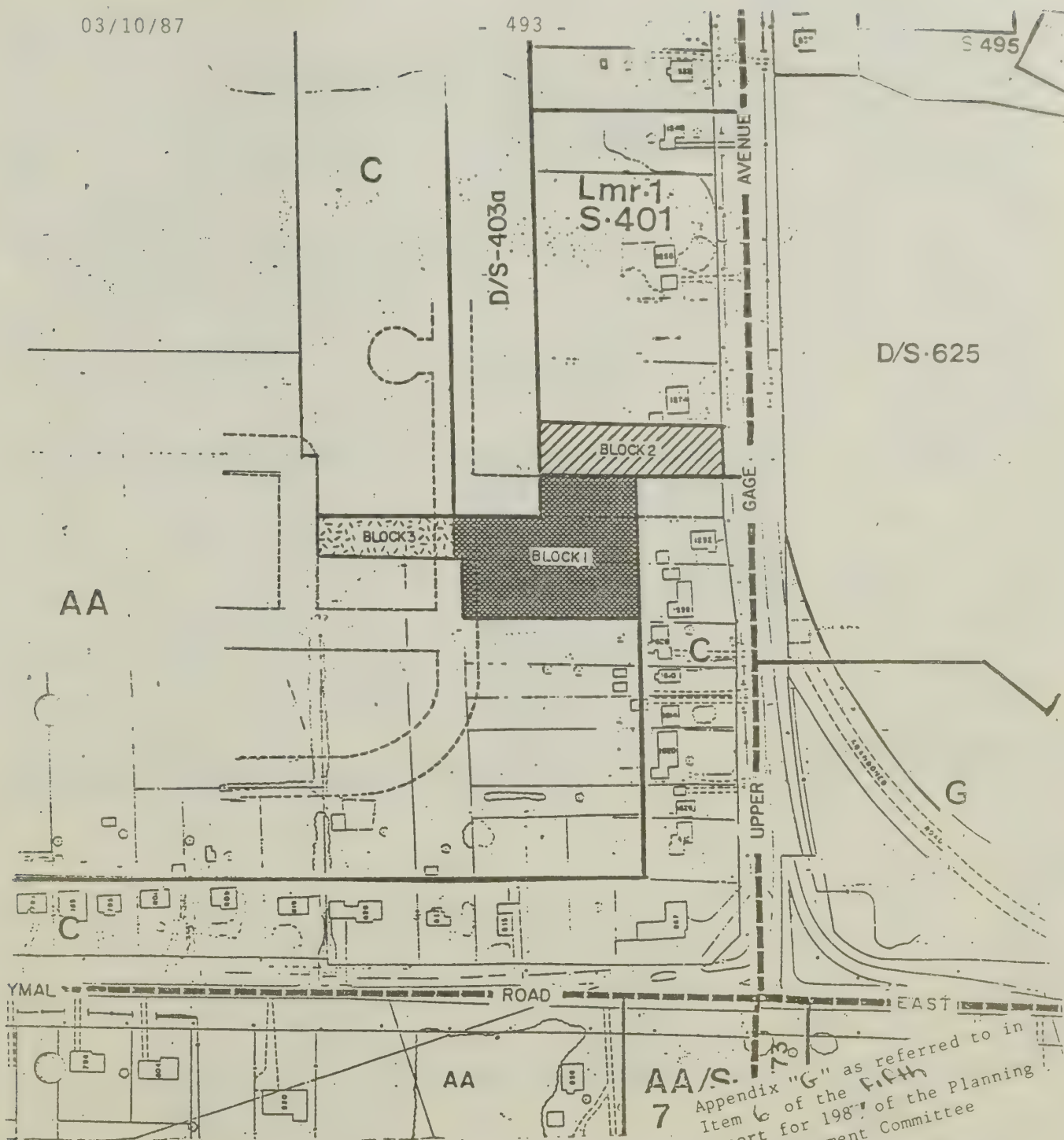
LEGEND



SITE OF THE APPLICATION

Appendix "F" as referred to in
Item 5 of the Fifth
Report for 1987 of the Planning
and Development Committee

ZA87-09



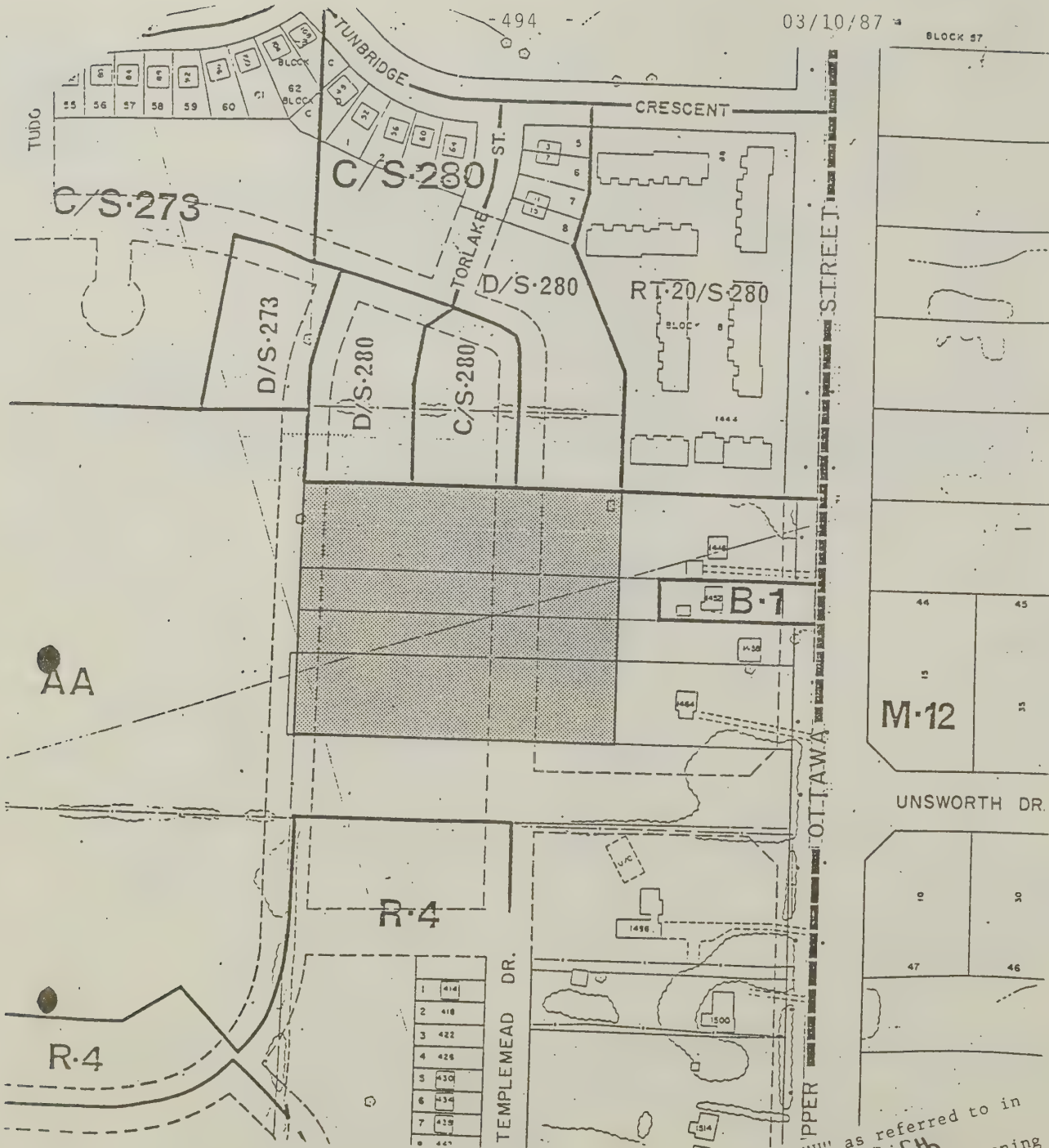
LEGEND

- BLOCK 1** Change in Zoning from "AA" (Agricultural) District to (Urban Protected Residential, etc.) District.
- BLOCK 2** Change in Zoning from "L-mr-1" (Planned Development - Multiple Residential) District to "C" (Urban Protected Residential, etc.) District
- BLOCK 3** Change in Zoning from "AA" (Agricultural) District to "R-4" (Small Lot Single-Family Detached) District.

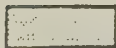


03/10/87

BLOCK 57



LEGEND



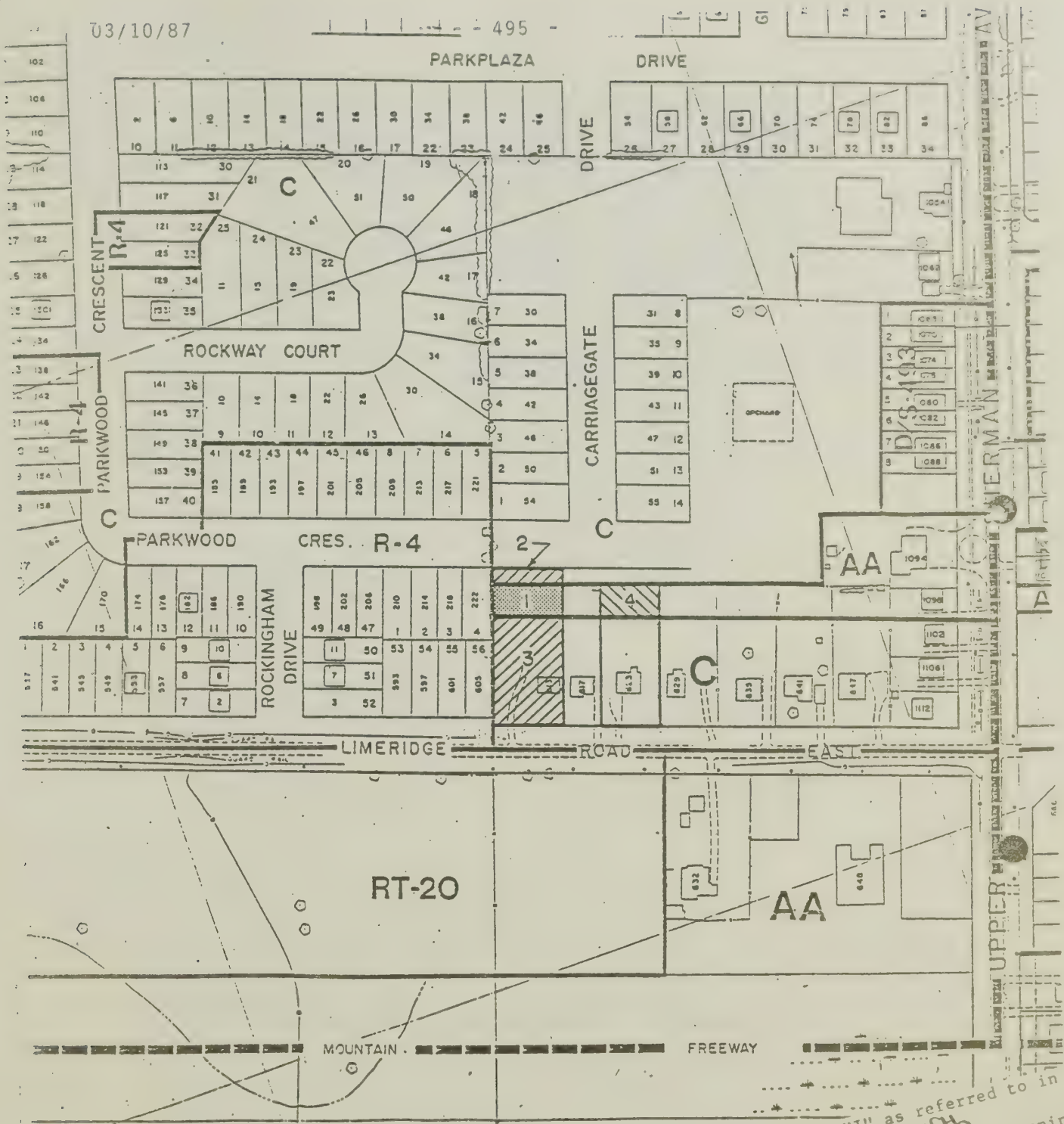
SITE OF THE APPLICATION

Appendix "H" as referred to in
Item 7 of the Fifth
Report for 1987 of the Planning
and Development Committee




ZA86-112

03/10/87

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LEGEND

- BLOCK 1  CHANGE IN ZONING FROM "AA" (AGRICULTURAL) DI (SMALL LOT SINGLE-FAMILY DETACHED) DISTRICT
- BLOCK 2+3  CHANGE IN ZONING FROM "C" (SINGLE-FAMILY RES DISTRICT TO "R-4" (SMALL LOT SINGLE-FAMILY DETACHED) DISTRICT.
- BLOCK 4  CHANGE IN ZONING FROM "AA" (AGRICULTURAL) DISTRICT TO "C" (URBAN PROTECTED RESIDENTIAL, ETC.) DISTRICT.

Appendix "I" as referred to in Item 8 of the Final Report for 1987 of the Planning and Development Committee

7A87-03
7A87-04

03/10/87

- 6.1 The Purchaser acknowledges to the Owner that the Purchaser realizes that in addition to the sale price payable in this Offer to Purchase, there may be municipal, regional, governmental or provincial charges, fees, levies and rates to be paid by the Purchaser; in particular, without limiting the generality of the foregoing, the Purchaser realizes that he may also be required after the grant to him:
- (a) to pay municipal, realty and business taxes;
 - (b) to pay City Local Improvement Charges for City services such as streets, sidewalks and curbs;
 - (c) to pay Regional Local Improvement Charges for Regional services such as water supply, storm sewers and sanitary sewers;
 - (d) to pay Regional Special Charge (sewer impost fee), upon application for a building permit;
 - (e) to pay building permit application fee;
 - (f) to pay for storm and sanitary sewers, water lines, their connections and laterals under the street and under the Purchaser's property;
 - (g) to pay for the connection of all utilities to the premises;
 - (h) to prepare and obtain approval of site plans pursuant to The Planning Act prior to the issuance of a building permit and to enter into a site plan agreement, if requested by the municipality;
 - (i) to convey five percent (5%) of the land to the municipality for park purposes as a condition of development or redevelopment of the land for residential purposes;
 - (j) to apply for a re-zoning of the property in the event that the Purchaser's proposed use of the property is not permitted by the zoning by-law. Such application is subject to the approval of the City and the approval of the Ontario Municipal Board.
- 6.2 This Agreement may not be assigned by the Purchaser. In particular and without limiting the generality of the foregoing statement, it is understood and agreed that only the Purchaser named herein shall take title on closing and the Purchaser does not have the right to direct the Owner to convey the land to the Purchaser in trust, to the Purchaser and another or to a new third party.
- 6.3 In consideration for the grant of the hereinbefore described land to the grantee, in addition to payment of the sale price to the grantor, the grantee covenants and agrees to and with the grantor:
- 1. That the grantee shall commence construction of a building, having a minimum building area of 8,000 square feet, upon the hereinbefore described land by not later than **November 27th, 1987**

Building area is the greatest horizontal area of a building within the outside surface of the exterior walls. Construction is considered commenced when the foundations have been installed as determined by the Office of the Building Commissioner.
 - 2. That the grantee shall complete construction of the said building not later than **November 27th, 1988**

The building is considered completed upon the issuance by the Office of the Building Commissioner of a Final Inspection Report.
 - 3. In the event that the grantee does not comply with covenants 1 and 2 or either of them by the date(s) set out therein, the grantee covenants and agrees that the grantee shall sell the lands to The Corporation of the City of Hamilton, free and clear

(For Non-Land Titles. June, 1983)

Co

Appendix "J" as referred to in
Item 12 of the ~~City~~ Report
for 1987 of the Planning and
Development Committee

of all charges, encumbrances, liens, claims or adverse interests whatsoever - if requested by the City, for the sale price herein, (without any interest) - less (a) the herein deposit; (b) the commission paid (if any) by the City to a real estate agent; (c) arrears of realty taxes (including the local improvement charges), penalty and interest owing on them - and further, without increase or compensation for costs of any improvements, additions, alterations, services or structures on, in or under the said lands.

- 6.4 The Purchaser agrees that the restrictions, covenants and agreements in paragraph 6.3 shall not merge upon the closing of this transaction but shall continue in full force and effect for the benefit of the Vendor, its successors and assigns.
- 6.5 The Purchaser agrees that the deed to him which he shall execute shall be subject to and include said paragraph 6.3 and its restrictions, covenants and agreements.

- 6.1 The Purchaser acknowledges to the Owner that the Purchaser realizes that in addition to the sale price payable in this Offer to Purchase, there may be municipal, regional, governmental or provincial charges, fees, levies and rates to be paid by the Purchaser; in particular, without limiting the generality of the foregoing, the Purchaser realizes that he may also be required after the grant to him:
- (a) to pay municipal, realty and business taxes;
 - (b) to pay City Local Improvement Charges for City services such as streets, sidewalks and curbs;
 - (c) to pay Regional Local Improvement Charges for Regional services such as water supply, storm sewers and sanitary sewers;
 - (d) to pay Regional Special Charge (sewer impost fee), upon application for a building permit;
 - (e) to pay building permit application fee;
 - (f) to pay for storm and sanitary sewers, water lines, their connections and laterals under the street and under the Purchaser's property;
 - (g) to pay for the connection of all utilities to the premises;
 - (h) to prepare and obtain approval of site plans pursuant to The Planning Act prior to the issuance of a building permit and to enter into a site plan agreement, if requested by the municipality;
 - (i) to convey five percent (5%) of the land to the municipality for park purposes as a condition of development or redevelopment of the land for residential purposes;
 - (j) to apply for a re-zoning of the property in the event that the Purchaser's proposed use of the property is not permitted by the zoning by-law. Such application is subject to the approval of the City and the approval of the Ontario Municipal Board.
- 6.2 This Agreement may not be assigned by the Purchaser. In particular and without limiting the generality of the foregoing statement, it is understood and agreed that only the Purchaser named herein shall take title on closing and the Purchaser does not have the right to direct the Owner to convey the land to the Purchaser in trust, to the Purchaser and another or to a new third party.
- 6.3 In consideration for the grant of the hereinbefore described land to the grantee, in addition to payment of the sale price to the grantor, the grantee covenants and agrees to and with the grantor:
- 1. That the grantee shall commence construction of a building, having a minimum building area of 8,000 square feet, upon the hereinbefore described land by not later than **November 27th, 1987**

Building area is the greatest horizontal area of a building within the outside surface of the exterior walls. Construction is considered commenced when the foundations have been installed as determined by the Office of the Building Commissioner.
 - 2. That the grantee shall complete construction of the said building not later than **November 27th, 1988**

The building is considered completed upon the issuance by the Office of the Building Commissioner of a Final Inspection Report.
 - 3. In the event that the grantee does not comply with covenants 1 and 2 or either of them by the date(s) set out therein, the grantee covenants and agrees that the grantee shall sell the lands to The Corporation of the City of Hamilton, free and clear

(For Non-Land Titles, June, 1983)

Appendix "K" as referred to in
C Item 13 of the Fifth
Report for 1987 of the Planning
and Development Committee

of all charges, encumbrances, liens, claims or adverse interests whatsoever - if requested by the City, for the sale price herein, (without any interest) - less (a) the herein deposit; (b) the commission paid (if any) by the City to a real estate agent; (c) arrears of realty taxes (including the local improvement charges, penalty and interest owing on them - and further, without increase or compensation for costs of any improvements, additions, alterations, services or structures on, in or under the said lands.

- 6.4 The Purchaser agrees that the restrictions, covenants and agreements in paragraph 6.3 shall not merge upon the closing of this transaction but shall continue in full force and effect for the benefit of the Vendor, its successors and assigns.
- 6.5 The Purchaser agrees that the deed to him which he shall execute shall be subject to and include said paragraph 6.3 and its restrictions, covenants and agreements.

REPORT OF THE LEGISLATION COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council.

The Legislation Committee presents its **SIXTH** Report for 1987 and respectfully recommends:

1. That the regular meeting of City Council, for the month of 1987 June, be held on the fourth Tuesday, June 23.
2. That the City of Hamilton donate six medals to the Hamilton Camera Club for its Annual City of Hamilton competition at an estimated cost of \$450.

Note: For the information of the members of Council, funding for these awards to be charged to Account Number 0373-1001 Civic Pins, Medals and Rings.

3. That permission be granted to the United Croats of Canada to fly the Croatian flag over City Hall during the week of April 6, 1987 in recognition of the anniversary of the independence of the Croatian people.
- * 4. That permission be granted to the Hamilton Automobile Dealer Association to hang a banner on the balcony of City Hall from 1987 October 12 to 26.

Note: For the information of the members of Council, this banner will promote the Hamilton International Auto Show which will take place at the Copps Coliseum on 1987 October 22 to 25.

5. (a) That permission be granted to the Canadian Cancer Society to utilize the first floor of City Hall on Thursday, 1987 April 2 and Friday, 1987 April 3 for the purpose of selling daffodils during their Daffodils Day Campaign.
- (b) That a table and two chairs be provided.

Note: For the information of the members of Council, the sale of live daffodils is one of the largest fund raising events conducted by the Canadian Cancer Society. The flowers sell for \$2 for ten.

6. That the following resolution respecting the Residential Rehabilitation Assistance Programme (R.R.A.P.) be forwarded to the FCM Conference to be held 1987 May 31 to June 3 in Ottawa, Ontario:

WHEREAS, municipalities in Canada have been implementing the new Federal guidelines for Canada Mortgage and Housing Corporation's Residential Rehabilitation Assistance Programme for one year; and

WHEREAS, the "threshold incomes" established for eligibility are far too low in some municipalities resulting in many low income families with dependents previously eligible for assistance now unable to qualify for grants and loans to rehabilitate their properties; therefore,

BE IT RESOLVED that the Government of Canada request Canada Mortgage and Housing Corporation in consultation with municipalities responsible for delivery of the Programme, to review their policy on "threshold incomes" with the intention of better reflecting the real needs of owner occupants for residential properties.

7. That the following resolution respecting loss of Publicly-Owned Park Lands be endorsed and forwarded to the FCM Conference to be held 1987 May 31 to June 3 in Ottawa, Ontario:

WHEREAS, Communities in Ontario over the past years have lost valuable publicly-owned land through adverse possession, claimed by persons who have encroached onto or otherwise occupied these lands for a period of time; and

WHEREAS, most Communities in Ontario because of funding restrictions, find difficulty in maintaining a constant inspection of all publicly-owned lands under their jurisdiction; and

WHEREAS, due to the lack of inspection of publicly-owned lands, encroachments and occupations of these lands do take place, therefore

BE IT RESOLVED, that the Federation of Canadian Municipalities and the Association of Municipalities of Ontario Institute legislation that prohibits the takeover of publicly-owned park land through adverse possession similar to the legislation that prevents the loss of road allowance lands.

Note: For the information of the members of Council, this resolution was endorsed by the Parks and Recreation Committee at its meeting held 1987 March 3. At this meeting, the Committee directed that this resolution be forwarded to the Association of Municipalities of Ontario and the Canada Parks and Recreation Association.

8. (a) That the attached Statement of Expenses, herein attached as Appendix "A" prepared by the Open House Sub-Committee of the City's Staff Advisory Team, in the amount of \$1 851.16, covering expenses for the City Hall Open House held 1986 September 9, be approved.
- (b) That the City Hall Open House be held once every year.

9. That the following tax adjustments as recommended by the Tax Appeal Review Committee at its meeting held 1987 February 6, be approved.

	Amount (1)	(2)	(3)	(4)
	Prior Year 1986	Year-to-Date 1987	Tax Review Committee Jan. 7/87	Total Year-to-Date 1987
Compassionate	\$11,951.37	Nil	700.00	700.00
	(1)	(2)	(3)	(4)
	Prior Year 1986	Year-to-Date 1987	Tax Review Committee Jan. 7/87	Total Year-to-Date 1987
Business	\$1,850,468.26	94,773.89	26,112.49	120,886.38
	(1)	(2)	(3)	(4)
	Prior Year 1986	Year-to-Date 1987	Review Committee Jan. 7/87	Tax Total Year-to-Date 1987
Realty	\$ 466,873.64	18,926.58	10,242.02	29,168.60

10. That no action be taken on the requests from the City of Burlington and the Borough of East York for support of the following resolution to the Minister of Housing requesting a change in the present distribution of the basic household grants:

THAT the Minister of Municipal Affairs be requested to eliminate the inequity in the present distribution of the basic Household Grant so that lower tier Municipalities in Regions, and the Counties, are no longer excluded from this grant and that copies of this request be forwarded to the Treasurer of Ontario, the Association of Municipalities of Ontario, and other lower tier municipalities in Regions for their support.

11. That the Mayor be authorized to issue a proclamation proclaiming Daylight Saving Time in the City of Hamilton from 2:00 a.m. Sunday, 1987 April 5 to 2:00 a.m. Sunday, 1987 November 8.
12. That permission be granted to the Slovak Community to fly the Slovak flag from 1987 March 8 to 15 to recognize the 38th Anniversary of Independence during Slovak Week in Hamilton.

13. That the City of Hamilton advise the Minister of Labour of a record by the rock group Cure, entitled "Killing an Arab", and that the City request that this record be banned from distribution.

Note: For the information of the members of City Council, the Legislation Committee has referred this matter to the Mayor's Race Relations Committee for information.

- *14. (a) That the City of Hamilton host a civic reception for Volunteer Recognition Night to be held on 1987 April 29th at the Hamilton Convention Centre at a maximum cost of \$1 500.
- (b) That this funding be subject to the City of Hamilton being recognized as the host of the reception.
- (c) That funding for this event be charged to Account No. 0373-1003 - Special Civic Receptions and Delegation Hostings.
- **15. That the City of Hamilton write to the Provincial Retail Store Hours Task Force to request that the City of Hamilton be included in their itinerary of Cities to visit for the purpose of receiving input on the retail store hours issue.
- ***16. WHEREAS many of the major roads in municipalities throughout the Province of Ontario are in a bad state of repair;

AND WHEREAS the cost to repair and replace these roads would place a heavy financial burden on municipal taxpayers;

THEREFORE BE IT RESOLVED that an approach be made to the Federal and Provincial Governments to have them make available funds realized from the tax on gasoline, the 7% provincial sales tax, and the special tax on air-conditioners in vehicles, for the purpose of effecting these repairs.

- ****17. WHEREAS the Federal Government intends to amend the Income Tax Act effective for the year 1988 to provide that income tax, Canada Pension and Unemployment Insurance premiums withheld by employees be remitted to the Receiver General twice a month within 10 days after the 16th and the end of a month, rather than once a month within 15 days after the end of a month as is now the case, and

WHEREAS municipalities in Canada, already faced with more and costlier service demands met mainly by increased property taxes, would experience a further increased mill rate due to the loss of investment income revenue from implementation of an advanced payment schedule, of those amounts withheld, and,

WHEREAS the loss to the City of Hamilton in 1988 would be approximately \$50 000. and therefore an additional charge to the property tax rate of a like amount, and

WHEREAS other municipalities in Canada would likewise be adversely affected to a greater or lesser extent by this proposed change,

03/10/87

NOW THEREFORE BE IT RESOLVED:

1. That the Council of the Corporation of the City of Hamilton petition the Honourable Michael H. Wilson, Minister of Finance, to exempt municipalities in Canada from the proposed legislation to change the remittance schedule for payments to the Receiver General for amounts of income tax, C.P.P. and U.I.C. premiums withheld, and
2. That a copy of this resolution be forwarded to the Federation of Canadian Municipalities, the Hamilton area Members of Parliament and the Association of Municipalities of Ontario for their support.

Respectfully submitted,

ALDERMAN V. J. AGRO, CHAIRMAN
LEGISLATION COMMITTEE

S. K. Reeder, Secretary
1987 March 2

*SECTION 14 ADDED DURING COUNCIL
**SECTION 15 ADDED DURING COUNCIL
***SECTION 16 ADDED DURING COUNCIL
****SECTION 17 ADDED DURING COUNCIL

03/10/87

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City of Hamilton
Open House Sub-Committee
Staff Advisory Team

Appendix "A"
Referred to in
Section 8(a) of the
Sixth Report of the
Legislation Committee

CITY HALL 4TH ANNUAL OPEN HOUSE
TUESDAY, SEPTEMBER 9, 1986

Statement of Expenses
Account No. 0321-0560

<u>Detail</u>		<u>Amount</u>
1986 Budget Appropriation		\$2,000.00
Expenses		
<u>Refreshments</u>		
Sweet Paradise - Cake (18 x 26)	25.00	
W.&H. Voortman Ltd. - Cookies	50.45	
Diplomat - Coffee, Powder Cream & Sugar	41.46	
Fortinos - Liquid Cream & Milk for Coffee	9.64	
Super Tops - Pineapple Juice	50.00	
Fortinos - Fruit Punch	47.52	
Super Tops - Lemonade	16.00	240.07
<u>Advertising Costs</u>		
A-1 Signs - Update "Open House Banner"	18.19	18.19
<u>Handouts to the Public</u>		
City Stores - "City of Hamilton" Bags (200)	25.20	
Alco Supply Co. - Balloons (576)	33.81	
Public Works - Long Stem Carnations (400)	119.84	
Public Works - Plants for Refreshment Table (3)	15.25	
Harper's Wholesale - Suckers (250)	6.00	200.10
<u>Draw Prizes</u>		
Wrapping Paper for Draw Prizes	2.54	
Long Distance Calls to "Quebec Winner"	5.00	
Mailing Expenses to Quebec	.90	8.44
<u>Display Booth Expenses</u>		
Expenses submitted from 15 of the 28 Booths	976.09	976.09
<u>Miscellaneous</u>		
Marshmallow the Clown	100.00	
Complete Rent-Alls - Table Cloths, Punch Bowls, & Serving Trays	36.38	
Zellers - Plastic Glasses for Punch	4.76	
Cloke & Sons - Name Tags (200)	32.96	
Grand & Toy - Photo Album	16.00	
Grand & Toy - Extra Pages for Photo Album	11.77	
Colortron - Develop Pictures for Photo Album	19.23	
Dundurn Variety - Develop Slides for Album	10.81	
Colortron - Develop prints from Slides for Album	26.36	
Donation - The Lady Hamilton Club	150.00	408.27
Total Expenses		<u>\$1,851.16</u>
Balance remaining in account		<u>\$ 148.84</u>

Note: The following items were donated for the Open House:

- Sunday Brunch for two (Sheraton Hamilton)
- Sunday Brunch for two (Holiday Inn)
- Sunday Brunch for two (Royal Connaught)
- Two passes to Confederation Park and free entry to
Wild Waterworks for one day only (Ham. Region Conservation Auth.)
- Two tickets to Game in Hamilton/Oct. 26th (Tiger-Cat Football Club)
- 3 Copps Coliseum T-Shirts & 2 Tickets to performance
of "Anne of Green Gables" (H.E.C.F.I.)
- 1 City of Hamilton Beer Mug & 1 Silver Brooch (City of Hamilton)
- 1 Smoke Detector & 1 Fire Extinguisher (Hamilton Fire Department)
- Family Membership to Recreation Centre of Choice;
Family Pass to Dundurn Castle, Military Museum, Whitehern &
Children's Museum; Complimentary Green Fee Tickets for
King's Forest or Chedoke Golf Course; Ski Lift Ticket - King's
Forest or Chedoke Winter Sports Park (Culture & Recreation Dept.)
- \$10.00 Voucher for merchandise at the Football Hall of
Fame & Gift Shop (Canadian Football Hall of Fame)

1986 November 17

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REPORT OF THE PERSONNEL COMMITTEE

To the Council of The Corporation of the City of Hamilton.

Members of Council:

The Personnel Committee presents its FIFTH Report for 1987 and respectfully recommends:

1. (a) Approval of the establishing of the position of Foreman II (Small Equipment Repairs - Chedoke Workshop), Public Works Department, Salary Schedule 12D, \$27,441.44, \$28,448.68, \$29,627.00, \$31,024.76, \$32,620.64 per annum. This position to be posted and filled.
- (b) With the establishing of the foregoing position, it is further recommended that the position of Foreman (Motor Vehicle Repair Shop), Salary Schedule 10C, \$29,627.00, \$30,718.48, \$32,028.88, \$33,559.24, \$35,305.40 per annum be deleted.
2. Approval of Appointments and Terminations in permanent and temporary service with The Corporation of the City of Hamilton to 1987 February 23, as set out on the list attached hereto as Schedule "A".

Respectfully submitted,

ALDERMAN M. KISS, CHAIRPERSON,
PERSONNEL COMMITTEE.

E. A. Simpson, Secretary,
1987 March 04.

THE CORPORATION OF THE CITY OF HAMILTON
APPOINTMENTS TO PERMANENT POSITIONS

NAME	CLASSIFICATION	DEPARTMENT	REASON HIRED	SALARY SCHEDULE	RATE	EFFECTIVE DATE
Mr. George Bell	Program Organizer	Culture and Recreation	replacing Mr. Allan Gilbert - promoted	A-7	\$429.73 per week	87/02/23
Miss Pamela Collier	Taxation Clerk III	Treasury	replacing Mrs. Eileen Maloney - promoted	E-5	\$388.87 per week	87/02/16
Mrs. Nancy Daines	Stenographer IV	Building	replacing Ms. Doreen Johnson - promoted	E-2	\$312.39 per week	87/02/09
Mrs. Judith D'Alessandro	Key Punch Operator I	Treasury	replacing Ms. Chris Karnay - resigned	E-3	\$333.04 per week	87/02/16
Mr. George Dans	By-Law Enforcement Constable	Traffic	additional staff	B-5	\$400.87 per week	87/02/09
Mr. Anthony Diligenti	Truck Driver (Districts)	Public Works	replacing Mr. Joseph Baswick - retired	D-7	\$11.287 per hour	87/02/12
Mr. Douglas Duncan	General Foreman (Sanitation)	Public Works	new position	115A	\$34703.76 per annum	87/02/02
Mr. William Dunlop	Traffic Signal Technician	Traffic	replacing Mr. Guy Corsini - promoted	B-9	\$505.35 per week	87/02/09
Miss Tamara Hukowich	By-Law Enforcement Constable	Traffic	additional staff	B-5	\$400.87 per week	87/02/09

Prepared 1987 February 23

03/10/87

THE CORPORATION OF THE CITY OF HAMILTON
APPOINTMENTS TO PERMANENT POSITIONS

NAME	CLASSIFICATION	DEPARTMENT	REASON HIRED	SALARY SCHEDULE	RATE	EFFECTIVE DATE
Mr. Adam Lennox	Garbageman	Public Works	replacing Mr. Thomas Warburton - promoted	D-8	\$11,344 per hour	87/02/16
Mr. Franco Passa	Garbageman	Public Works	replacing Mr. Fern Poirier - transferred	D-8	\$11,144 per hour	87/02/09
Mr. Brian Patrick	By-Law Enforcement Constable	Traffic	additional staff	B-5	\$400.87 per week	87/02/09
Mrs. Laura Poddle	Legislative Assistant II	City Clerk's	returning to perm. position (temp. promotion ended)	112	\$29345.68 per annum	87/02/16
Mr. Donald Peters	Assistant Chief Fire Prevention Officer	Fire	replacing Mr. Ken Kiernan - promoted	C-8A	\$43216.76 per annum	87/02/09
Mrs. Susan Reader	Legislative Assistant II	City Clerk's	replacing Mr. John Johnston - promoted	115	\$30408.56 per annum	87/02/16
Mr. John Spolnik	Senior Building Inspector	Building	replacing Mr. Donald MacLeod - retired	A-16	\$662.24 per week	87/02/02

03/10/87

THE CORPORATION OF THE CITY OF HAMILTON
TERMINATIONS FROM PERMANENT POSITIONS

NAME	CLASSIFICATION	DEPARTMENT	REASON	LENGTH OF SERVICE	EFFECTIVE DATE
Mr. Peter Browning	Motor Mechanic Helper	Central Garage Div. of Public Works	resigned	4 months	87/02/17
Mr. Jack Druiven	Maintenance Supervisor	Parking Authority	retired	13 years	87/02/28
Mr. Leonard Manning	Foreman II	Public Works	retired	31 years & 6 months	86/10/31
Mr. Alan Mitchell	Firefighter I	Fire	retired	32 years & 9 months	87/02/13

Prepared 1987 February 23

THE CORPORATION OF THE CITY OF HAMILTON
APPOINTMENTS TO TEMPORARY POSITIONS

NAME	CLASSIFICATION	DEPARTMENT	REASON HIRED	SALARY SCHEDULE	RATE	EFFECTIVE DATE
Mr. Larry Cowles	Assistant Maintenance Supervisor (temp.)	Culture and Recreation	replacing Mr. Gary Cowles - I.T.D.	115A	\$36265.32 per annum	87/02/16
Mrs. Colleen Leckie	Receptionist - Aldermen's Offices (temporary)	City Clerk's	replacing Mrs. Norma Wright - transferred	107	\$17075.76 per annum	87/02/09
Mr. James Pearson	Equipment Foreman (Repairs) (temp.)	Culture and Recreation	replacing Mr. Orville Theroux - vacation relief	13C	\$25614.16 per annum	87/02/16
Mr. Edward Rodek	Equipment Repairman Helper (temporary relief)	Culture and Recreation	replacing Mr. James Pearson - vacation relief	D-7	\$11.287 per hour	87/02/16

03/10/87

THE CORPORATION OF THE CITY OF HAMILTON
TERMINATIONS FROM TEMPORARY POSITIONS

<u>NAME</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON</u>	<u>LENGTH OF SERVICE</u>	<u>EFFECTIVE DATE</u>
Mr. Robert Allard	Manager - MacNab Arms Restaurant (temporary Contract)	Convention Centre Division of H.E.C.F.I.	Contract terminated	5 months	87/02/27

Prepared 1987 February 23

REPORT OF THE FINANCE COMMITTEE

To the Council of the Corporation of the City of Hamilton

To the Members of Council:

The Finance Committee presents its **FOURTH** Report for 1987 and respectfully recommends:

- *1. (a) That subject to the following conditions, a one time grant of \$6 000 be made to the McMaster University Men's Basketball Club to assist in defraying the costs of staging the Ontario Universities Athletic Association Men's Basketball Championship in Copps Coliseum on Saturday, March 7, 1987
 - i. That the McMaster University Men's Basketball Club be permitted to retain revenues attributable to the first 2 500 persons attending this event
 - ii. That the net revenue derived from the gate receipts, over and above the first 2 500 persons attending this event to a maximum of \$6 000, be returned to the City to off-set this grant.
- (b) That this expenditure be charged to Grants Account #0374-10XX.
2. That the Council of the Corporation of the City of Hamilton reaffirm its commitment to the current tax exempt status of the Y.M.C.A. and Y.W.C.A.

NOTE: For the information of the members of City Council the Finance Committee has requested the Y.M.C.A. officials to provide financial statements and documentation in support of their position that the Y's club operation is financially self-sufficient.

Previously forwarded to the Members of City Council were copies of the various submissions made to the Finance Committee with respect to this matter. Additional copies, if required are available from the Secretary, Finance Committee.

03/10/87

3. (a) Approval of a \$600 Convention/Reception Grant to the Hamilton Seekers Volleyball club to assist in defraying costs of hosting the Ontario Midget Volleyball Championships at McMaster University, March 28-29, 1987.

(b) That this grant be charged to grant's account 0374-10XX

NOTE: It is expected that there will be 800 participants including approximately 300 from out of town. The Championships will consist of 10-12 teams from across the province and include only one team from the City of Hamilton.

4. (a) That a purchase order be issued to **V. B. Steel, Hamilton** in the amount of \$13,912.14 including applicable taxes, for the supply and delivery of Hollow Structural Steel Galvanized Posts for Purchasing Stores, in accordance with specifications issued by the Director of Purchasing and Vendor's tender.

NOTE: Lowest of five (5) tenders received. Funds provided in Stores Inventory Account #0395-1023

- (b) That a purchase order be issued to **Cresswell Roll Forming, Brampton** in the amount of \$14,752.09 including applicable taxes, for the supply and delivery of Galvanized "U" Channel Posts for Purchasing Stores, in accordance with specifications issued by the Director of Purchasing and Vendor's tender.

NOTE: Lowest of five (5) tenders received. Funds provided in Stores Inventory Account #0395-1023

- (c) That a purchase order be issued to **Nethercott Chevrolet Oldsmobile Limited, Hamilton** in the amount of \$11,838.13 including applicable taxes, for the supply and delivery of One (1) Full Size Pickup Truck for the Fire Department, in accordance with specifications issued by the Director of Purchasing and Vendor's tender.

NOTE: Lowest acceptable of eight (8) tenders received. Funds provided in Reserve for the Replacement of Mobile Equipment Account #0280-01, Fire Department.

- (d) That a purchase order be issued to **Frank J. Zamboni & Co. Ltd., Brantford** in the amount of \$34,154.40 including applicable taxes, for the supply and delivery of One (1) Propane Ice Resurfacer Complete, Central Garage, in accordance with specifications issued by the Director of Purchasing and Vendor's tender.

NOTE: Lowest of three (3) tenders received. Funds provided in Depreciation Account #0280-01, Central Garage

- (e) That purchase orders be issued for the supply and delivery of Workmen's Uniform Clothing as and when required during 1987 for Purchasing Stores, in accordance with specifications issued by the Director of Purchasing and Vendors' tenders, as follows:

(i) ASHBOURNE EDEN ENTERPRISES, TORONTO

For approximately 2 120 pairs of Workmen's Trousers at \$11.15 each and approximately 200 pairs of Workmen's Coveralls at \$19.85 each plus 7% Provincial sales tax.

NOTE: Lowest of seven (7) tenders received.

(ii) WORK WEAR CORPORATION, TORONTO

For approximately 632 Workmen's Short Sleeve Shirts at \$9.35 each and approximately 840 Workmen's Long Sleeve Shirts at \$10.35 each plus 7% Provincial sales tax.

NOTE: Lowest of seven (7) tenders received.

(iii) R. NICHOLLS DISTRIBUTING INC., MISSISSAUGA

For approximately 785 Workmen's Overall Jackets at \$14.60 each plus 7% Provincial sales tax.

NOTE: Lowest of three (3) tenders received.

NOTE: Funds provided in Purchasing Stores Inventory Account #0395-1023.

- *5. That the 1987 Revenue and Expenditure Estimates in the amount of \$127 735 810, as described in the book entitled "Estimates of the City of Hamilton for the year ending December 31, 1987", based on a 1987 mill rate increase of 5.8% over 1986, **not be approved.**

NOTE: Previously forwarded to the members of City Council were copies of the estimates of the City of Hamilton for the year ending December 31, 1987. Additional copies, if required are available from the Secretary, Finance Committee or the Treasurer.

FOR THE INFORMATION OF THE MEMBERS OF CITY COUNCIL, A MOTION TO APPROVED THE 1987 REVENUE AND EXPENDITURE ESTIMATES IN THE AMOUNT OF \$127 735 810 WAS LOST ON A FOUR-FOUR TIE VOTE OF THE FINANCE COMMITTEE AND IS IN KEEPING WITH COUNCIL'S POLICY SUBMITTED IN THIS MANNER FOR DISPOSITION BY CITY COUNCIL.

*SECTION 5 AMENDED, SEE PAGE 516

- * 6. That the rent for eighteen (18) City owned residential rental properties as set out in Schedule "A" attached, be increased by approximately six percent (6%) effective July 1, 1987.

NOTE: In accordance with the Landlord Tenant Act, the City will provide the tenant with three months notice of this increase.

7. (a) That the Treasurer be authorized to make applications to the Challenge '87 - S.E.E.D. Program for departmental proposals (attached as schedule "B") in the estimated total cost of \$759 050 with estimated contributions by S.E.E.D. of \$323 862 and the City of \$435 188;
- (b) That upon approval by the S.E.E.D. Program, proposals be commenced only to the maximum S.E.E.D. contribution per employer of \$100 000 and/or estimated City's share of \$134 360;
- (c) That the estimated City's share of \$134 360 be set aside in the allocated portion of the Contingency (Account No. 0378-1198);
- (d) That the Treasurer be requested to prepare a final list of projects based on the criteria in (b) above for approval of the Finance Committee.

RESPECTFULLY SUBMITTED,

ALDERMAN P. O. VALERIANO, CHAIRMAN,
FINANCE COMMITTEE

J. J. Schatz, Acting Secretary

*Recorded Vote, See Page

***SECTION 1 AMENDED TO READ:**

1. (a) That subject to the following conditions, a one time grant of \$2 825. be made to the McMaster University Men's Basketball Club to assist in defraying the costs of staging the Ontario Universities Athletic Association Men's Basketball Championship in Copps Coliseum on Saturday, March 7, 1987

(b) That this expenditure be charged to Grants Account #0374-10XX.

***SECTION 5 AMENDED TO READ:**

5. That the 1987 Revenue and Expenditure Estimates in the amount of \$127 735 810, as described in the book entitled "Estimates of the City of Hamilton for the year ending December 31, 1987", based on a 1987 mill rate increase of 5.8% over 1986, **be approved.**

NOTE: Previously forwarded to the members of City Council were copies of the estimates of the City of Hamilton for the year ending December 31, 1987. Additional copies, if required are available from the Secretary, Finance Committee or the Treasurer.

FOR THE INFORMATION OF THE MEMBERS OF CITY COUNCIL, A MOTION TO APPROVED THE 1987 REVENUE AND EXPENDITURE ESTIMATES IN THE AMOUNT OF \$127 735 810 WAS LOST ON A FOUR-FOUR TIE VOTE OF THE FINANCE COMMITTEE AND IS IN KEEPING WITH COUNCIL'S POLICY SUBMITTED IN THIS MANNER FOR DISPOSITION BY CITY COUNCIL.

Schedule "A"

CITY OF HAMILTON - PROPERTY RENTAL LIST

Address	Purpose	Tenant	Date of Occupancy	1986 Taxes	Current Rent	Proposed Rent
563 Aberdeen Avenue	Park Chedoke	Mr. & Mrs. Turpin	September 24, 1979	1,264.48	185.00	200.00
213 Belmont Avenue	Parks	Mr. & Mrs. G. Halligan	October 1, 1982	933.05	300.00	320.00
151 Belview Avenue	Parks	Mr. & Mrs. F. Dickson	March 1, 1982	699.55	290.00	310.00
155 Belview Avenue	Parks	Mr. & Mrs. K. Stowe	July 29, 1985	812.49	350.00	375.00
499 Charlton Avenue East	Road	Mrs. Faulkner	August 1, 1983	809.44	345.00	365.00
113 Graham Avenue North	Parks	Mr. & Mrs. R. Crepeault	April 14, 1981	946.30	320.00	340.00
48 Holly Avenue	Parks	Mrs. Erika Hadfield	October 1, 1985	896.15	315.00	335.00
50 Holly Avenue	Parks	Mrs. L. MacDonald	July 27, 1981	767.18	295.00	315.00
2646 King Street East	Road	Mr. & Mrs. Davis	February 28, 1983	1,117.92	370.00	390.00
2656 King Street East	Road	Mr. & Mrs. R. Davis	June 1, 1979	1,575.15	390.00	415.00
2787 King Street East	Road	Mr. & Mrs. Toombs (Lower) Mr. & Mrs. G. Campagnola (Up.)	November 5, 1975 May 1, 1979	1,558.68	210.00 300.00	230.00 320.00

130 Lawrence Road	Park	Mr. & Mrs. Duckworth	June 20, 1980	1,410.22	185.00	200.00
1150 Leaside Road	Park	Mr. & Mrs. B. Tait	January 12, 1979	1,289.95	290.00	310.00
112 Province North	Parks	Mrs. E. Merlin	March 1, 1985	847.11	300.00	320.00
122 Province North	Parks	Mr. & Mrs. S. Debona	May 15, 1986	783.22	310.00	330.00
306 Rymal Road East	Parks	Mr. & Mrs. T. Coffey	November 1, 1981	1,598.81	195.00	210.00
662 Rymal Road East	Road	Mr. & Mrs. B. Kyle	November 23, 1979	1,626.81	425.00	450.00
1086 West 5th Street	Parks	Mr. & Mrs. W. Lingelbach	May, 1966	964.89	195.00	210.00

Schedule "B"

City of Hamilton
TreasuryREFERRED TO IN SECTION 7
OF THE FOURTH REPORT OF THE
FINANCE COMMITTEE.SUMMARY OF APPLICATIONS FOR CHALLENGE '87
SUMMER EMPLOYMENT/EXPERIENCE DEVELOPMENT (S.E.E.D.)

C.U.P.E. Local Union (1)	Department and Project Name (2)	Job Type (1) (3)	Number of Positions (4)	Number of Weeks (5)	Total Number of Hours (6)	Wages (7)	Other Costs (8)	Total Costs (9)	Estimated S.E.E.D. Funding (10)	Estimated City Cost (11)
N.U.	City Clerk Legislative Services	CSR	4	72	2,520	21,420	3,140	24,560	10,962	13,598
N.U.	Chief Administrative Officer Secretarial	CSR	1	18	630	5,355	645	6,000	2,741	3,259
167	Community Development Facade Improvement	CSR	2	32	1,120	9,520	1,950	11,470	4,872	6,598
N.U.	Culture and Recreation Special Events	PWE	2	34	1,360	10,200	1,020	11,220	5,916	5,304
N.U.	Bikeways	PWE	1	17	680	5,100	510	5,610	2,958	2,652
N.U.	Safety Village	CSR	3	36	1,440	10,800	1,080	11,880	6,264	5,616
N.U.	Sevec	CSR	1	15	600	5,100	1,030	6,130	2,610	3,520
N.U.	Sports Co-ordinator	CSR	2	28	1,120	8,400	840	9,240	4,872	4,368
			9	130	5,200	39,600	4,480	44,080	22,620	21,460
5	Fire Maintenance	PWE	1	18	720	5,400	540	5,940	3,132	2,808
5	Mechanical	PWE	1	18	720	5,400	540	5,940	3,132	2,808
167	Graphic	CSR	1	18	720	6,120	610	6,730	3,132	3,598
167	Secretarial	CSR	1	18	630	5,355	535	5,890	2,741	3,149
			4	72	2,790	22,275	2,225	24,500	12,137	12,363
N.U.	Human Resources Records	PWE	1	18	630	4,725	475	5,200	2,741	2,459
N.U.	Data Entry	CSR	1	18	630	5,355	535	5,890	2,741	3,149
N.U.	Research	CSR	1	18	630	5,355	535	5,890	2,741	3,149
			3	54	1,890	15,435	1,545	16,980	8,223	8,757

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City of Hamilton
Treasury

SUMMARY OF APPLICATIONS FOR CHALLENGE '87
SUMMER EMPLOYMENT/EXPERIENCE DEVELOPMENT (S.E.E.D.)

C.U.P.E. Local Union	(1)	Department and Project Name (2)	Job Type (1) (3)	Number of Positions (4)	Number of Weeks (5)	Total Number of Hours (6)	Wages (7)	Other Costs (8)	Total Costs (9)	Estimated S.E.E.D. Funding (10)	Estimated City Cost (11)
		Public Works									
		Cemetery									
5		Lower Markers	PWE	18	324	12,960	98,640	36,290	134,930	56,376	78,554
		Parks									
5		Golf Course	CSR	12	216	8,640	64,800	9,480	74,280	37,584	36,696
5		Horticultural	CSR	2	36	1,440	12,240	1,720	13,960	6,264	7,696
5		Design	CSR	2	36	1,440	12,240	1,720	13,960	6,264	7,696
5		Forestry	CSR	2	36	1,440	10,800	1,580	12,380	6,264	6,116
5		Arboretum	PWE	5	90	3,600	27,000	3,950	30,950	15,660	15,290
				23	414	16,560	127,080	18,450	145,530	72,036	73,494
		Streets									
5		Sidewalk Inspections	CSR	22	396	15,840	118,880	19,800	138,680	68,904	69,776
5		Clean Alleyways	PWE	5	90	3,600	27,720	33,450	61,170	15,660	45,510
5		Clean Beach Areas & Watercourses	PWE	7	126	5,040	39,240	58,530	97,770	21,924	75,846
				34	612	24,480	78,840	111,780	297,620	106,488	191,132
		Purchasing									
167		Inventory	CSR	2	36	1,260	9,450	950	10,400	5,481	4,919
167		Vendor and Commodity Program	CSR	1	18	630	5,355	535	5,890	2,741	3,149
				3	54	1,890	14,805	1,485	16,290	8,222	8,068
		Real Estate									
167		Land Inventory	CSR	1	18	630	5,355	535	5,890	2,741	3,149
		Traffic									
167		Painters	PWE	2	36	1,260	9,450	950	10,400	5,481	4,919
167		Stock Room	PWE	1	18	630	4,725	475	5,200	2,741	2,459
				3	54	1,890	14,175	1,425	15,600	8,222	7,378

City of Hamilton
Treasury

SUMMARY OF APPLICATIONS FOR CHALLENGE '87
SUMMER EMPLOYMENT/EXPERIENCE DEVELOPMENT (S.E.E.D.)

C.U.P.E. Local Union (1)	Department and Project Name (2)	Job Type (1) (3)	Number of Positions (4)	Number of Weeks (5)	Total Number of Hours (6)	Wages (7)	Other Costs (8)	Total Costs (9)	Estimated S.E.E.D. Funding (10)	Estimated City Cost (11)
167	Treasury Microphotography	PWE	1	18	630	4,725	475	5,200	2,741	2,459
	Total City of Hamilton		106	1,872	73,190	457,225	184,425	748,650	318,381	430,269
N.U.	H.E.C.F.I. Administrative	PWE	2	36	1,260	9,450	950	10,400	5,481	4,919
	Total Program		108	1,908	74,450	466,675	185,375	759,050	323,862	435,188
	Maximum Program Contribution Allowable							100.00%	42.67%	57.33%
					22,989			234,357	100,000	134,357

(1) Job Type: CSR - Career/Study Related
PWE - Practical Work Experience

03/10/87

MEETING OF HAMILTON CITY COUNCIL
THURSDAY, MARCH 12, 1987
3:00 O'CLOCK, P.M.

Special meeting of City Council called at the direction of His Worship Mayor Robert M. Morrow.

PRESENT: Robert M. Morrow, Esq., Mayor

Aldermen Cooke, Kiss, Agro, McCulloch, Valeriano, Hinkley, Copps, Christopherson, Collins, Wheeler, Smith, Cowell, Gallagher, Merling, Murray, Ross.

The Clerk read the notice calling the meeting.

* * * * *

It was moved by Alderman Wheeler, seconded by Alderman Smith, and carried, that Council move into Committee of the Whole to consider the following Report, with Alderman Christopherson in the chair.

* * * * *

(A) EXECUTIVE COMMITTEE - SIXTH REPORT.

The Council dealt with the recommendations, as set out in Exhibit "AA" to Clause 1 of the Report, conducting a Recorded Vote on each one:

Recorded vote on Section (A).

YEAS: Mayor Morrow; Aldermen Cooke, Agro, Valeriano, Copps, Collins, Wheeler, Cowell, Ross. - 9.

NAYS: Aldermen Kiss, McCulloch, Hinkley, Christopherson, Smith, Gallagher, Merling, Murray. - 8. CARRIED.

* * * * *

Recorded vote on Section (B).

YEAS: Mayor Morrow; Aldermen Cooke, Agro, McCulloch, Valeriano, Copps, Collins, Wheeler, Cowell, Ross. - 10.

NAYS: Aldermen Kiss, Hinkley, Christopherson, Smith, Gallagher, Merling, Murray. - 7. CARRIED.

* * * * *

Recorded vote on Section (C).

YEAS: Mayor Morrow; Aldermen Cooke, Agro, McCulloch, Valeriano,
Hinkley, Copps, Christopherson, Collins, Wheeler, Smith,
Cowell, Ross. - 13.

NAYS: Aldermen Kiss, Gallagher, Merling, Murray. - 4. CARRIED.

* * * * *

Recorded vote on Section (D).

YEAS: Aldermen Cooke, Hinkley, Collins, Smith, Cowell, Ross. - 6.

NAYS: Mayor Morrow; Aldermen Kiss, Agro, McCulloch, Valeriano,
Copps, Christopherson, Wheeler, Gallagher, Merling,
Murray. - 11. LOST.

* * * * *

Recorded vote on Section (E).

YEAS: Aldermen Cooke, Hinkley, Collins, Cowell, Ross. - 5.

NAYS: Mayor Morrow; Aldermen Kiss, Agro, McCulloch, Valeriano,
Copps, Christopherson, Wheeler, Smith, Gallagher,
Merling, Murray. - 12. LOST.

* * * * *

Recorded vote on Section (F).

YEAS: Aldermen Cooke, Hinkley, Collins, Cowell, Gallagher,
Merling, Murray, Ross. - 8.

NAYS: Mayor Morrow; Aldermen Kiss, Agro, McCulloch, Valeriano,
Copps, Christopherson, Wheeler, Smith. - 9. LOST.

* * * * *

Recorded vote on Section (G).

YEAS: Aldermen Cooke, McCulloch, Valeriano, Hinkley, Collins,
Cowell, Gallagher, Merling, Murray, Ross. - 10.

NAYS: Mayor Morrow; Aldermen Kiss, Agro, Copps, Christopherson,
Wheeler, Smith. - 7. CARRIED.

* * * * *

Recorded vote on Section (H).

YEAS: Aldermen Hinkley, Collins, Wheeler, Cowell. - 4.

NAYS: Mayor Morrow; Aldermen Cooke, Kiss, Agro, McCulloch,
Valeriano, Copps, Christopherson, Smith, Gallagher,
Merling, Murray, Ross. - 13. LOST.

Section (I) was deleted with the concurrence of Council.

Recorded vote on Section (J),

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Agro, McCulloch,
Valeriano, Hinkley, Christopherson, Collins, Smith,
Cowell, Merling, Murray, Ross. - 14.

NAYS: Aldermen Copps, Wheeler. - 2. CARRIED.

Recorded vote on Section (K).

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Agro, McCulloch,
Valeriano, Hinkley, Christopherson, Collins, Wheeler,
Smith, Ross. - 12.

NAYS: Aldermen Copps, Cowell. - 2. CARRIED.

It was moved by Alderman Collins, and seconded by Mayor Morrow.

RESOLVED: That Section (L) of Clause 1 of the SIXTH Report
of the Executive Committee be referred back.

YEAS: Mayor Morrow; Aldermen Cooke, McCulloch, Hinkley, Christopherson,
Collins, Smith, Cowell, Ross. - 9.

NAYS: Aldermen Kiss, Agro, Valeriano, Copps, Wheeler. - 5. CARRIED.

It was moved by Alderman Kiss and seconded by Alderman Smith.

RESOLVED: That Section (M) be amended by adding the following words after the word "Order" in the third line, "The Municipal Act and the By-laws of The Corporation".

YEAS: Aldermen Kiss, Hinkley, Copps, Christopherson, Collins, Smith, Gallagher, Murray. - 8.

NAYS: Aldermen Cooke, Agro, McCulloch, Valeriano, Wheeler, Cowell, Ross. - 7. CARRIED.

* * * * *

Recorded vote on Section (M), as amended.

YEAS: Aldermen Kiss, Hinkley, Copps, Christopherson, Collins, Wheeler, Smith, Gallagher, Murray, Ross. - 10.

NAYS: Aldermen Cooke, Agro, McCulloch, Valeriano, Cowell. - 5. CARRIED.

* * * * *

Recorded vote on Section (N).

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Agro, McCulloch, Valeriano, Hinkley, Copps, Christopherson, Collins, Wheeler, Smith, Cowell, Gallagher, Murray, Ross. - 16.

NAYS: 0. CARRIED.

* * * * *

Recorded vote on Section (O).

YEAS: Mayor Morrow; Aldermen Cooke, Agro, McCulloch, Valeriano, Copps, Collins, Wheeler, Smith, Cowell, Ross. - 11.

NAYS: Aldermen Hinkley, Christopherson, Gallagher, Murray. - 4. CARRIED.

* * * * *

The Council then reviewed Schedule "B", Summary of Changes, and took the following action:

Central Area Plan Implementation Committee :

Deleted Aldermen McCulloch and Agro from this Committee, leaving Alderman Christopherson as the only Council representative.

L.A.C.A.C.:

Suggested changes not approved. Committee to sit as currently constituted.

Farmers' Market Sub-Committee:

Changed recommendation. Reduced the number of elected members from three (3) to two (2); deleting Alderman Agro; leaving Aldermen Valeriano and Wheeler as Council representatives.

Historical Board:

Deleted Alderman Smith, leaving Aldermen McCulloch and Wheeler as Council representatives.

Parks and Recreation Advisory Sub-Committee:

Changed the recommendation, reducing the number of Council members from three (3) to two (2); deleting Alderman Hinkley, leaving Aldermen Murray and Gallagher as Council representatives.

Canadian Football Hall of Fame and Museum Management Committee:

Leaving membership the same.

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Art Gallery Board:

Deleted Alderman Hinkley; leaving Alderman Smith as the Council representative.

* * * * *

Hamilton and Region Arts Council:

Deleted Alderman Copps; leaving Alderman Hinkley as the Council representative.

* * * * *

Theatre Aquarius Board:

Defeated the recommendation; leaving the number of Council representatives at two (2); changing Alderman Hinkley for Alderman McCulloch, so that Aldermen McCulloch and Christopherson are the Council representatives.

* * * * *

It was moved by Alderman Wheeler and seconded by Alderman Smith.

RESOLVED: That the report of the Committee of the Whole on the above report be adopted. - CARRIED.

* * * * *

It was moved by Alderman Wheeler and seconded by Alderman Smith.

RESOLVED: That the following Bill be now read a first time:
A-10 - CARRIED.

* * * * *

It was moved by Alderman Wheeler, seconded by Alderman Smith, and carried, that Council move into Committee of the Whole (second reading) to consider the following Bill, with Alderman Christopherson in the chair.

A-10 - CARRIED.

* * * * *

It was moved by Alderman Wheeler and seconded by Alderman Smith.

RESOLVED: That the report of the Committee of the Whole
(second reading) on the Bill be adopted. - CARRIED.

* * * * *

It was moved by Alderman Wheeler and seconded by Alderman Smith.

RESOLVED: That the following Bill be now read a third time.

A-10 - CARRIED.

* * * * *

REPORT OF THE EXECUTIVE COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Executive Committee presents its SIXTH Report for 1987 and respectfully recommends:

- * 1. That the Report of the SUB-COMMITTEE TO REVIEW THE COMMITTEE STRUCTURE dated March 2, 1987, appended hereto as "Exhibit AA", be adopted.
2. That leave be granted to introduce the following Bill:
A-10: A By-law to Confirm Proceedings of the Council of the Corporation of the City of Hamilton.

Respectfully Submitted

MAYOR R. M. MORROW, CHAIRMAN
EXECUTIVE COMMITTEE

J. J. Schatz, Secretary
Executive Committee
1987 March 5

*"Exhibit AA" Amended , See Pages 551 to 559 for "Amended Exhibit AA"

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March 2, 1987

REPORT OF THE SUB-COMMITTEE
TO REVIEW COMMITTEE STRUCTURE
ALDERMAN S. COLLINS/ALDERMAN P. COWELL

With the adoption of Section 2 of the Twentieth Report of the Executive Committee, City Council at its meeting on September 30, 1986 established a Sub-Committee to undertake a review of the City's current Committee Structure with a view to recommending appropriate changes to eliminate duplication and streamline the decision making process.

As part of our review and deliberations, we met with each member of City Council in order to obtain their input and advice. In addition, information was gathered from all municipalities in Ontario with a population in excess of 150 000 as well as from the Cities of Calgary, Winnipeg, Vancouver, Edmonton, Regina and Halifax.

In our review, we have identified and noted the following:

Number of Standing Committees

The majority of Council Members are of the opinion that the work of the Committees can be consolidated and the number of Standing Committee's should be reduced.

Of the 17 municipalities surveyed, the number of Standing Committees ranges from a low of 2 to a high of 7 for an average of 3.9. This compares to 6 for the City of Hamilton.

Composition of Standing Committees

The majority of Council Members indicated that it was not necessary that each ward within the City be represented on each Standing Committee.

Of the 17 Municipalities surveyed, 16 have Councils elected on a ward basis. Of the 16, only 3 have a system whereby each ward is represented on the Standing Committees. It should further be noted that in 2 of the 3 instances, all of the Council constitutes the Standing Committee.

Sub-Committees and Special Purpose Committees

The overwhelming majority of the Members of City Council favour a reduction in the number of Sub-Committees and Special Purpose Committees.

Of the Cities surveyed, the number of Sub-Committees and Special Purpose Committees ranges drastically from a low of 7 to as many as 110.

Excluding the City of Toronto which has approximately 110, the average number of Sub-Committee and Special Purpose Committees for Ontario municipalities is 24. This compares to 41 for the City of Hamilton

Executive Committee System

Currently there are only three (3) major Cities in Canada with an Executive Committee system in place, five (5) have Boards of Control and nine (9) have Standing Committee systems.

Of the Ontario cities with populations in excess of 150 000, one (1) has an Executive Committee System, five (5) have Boards of Control and five (5) have Standing Committee Systems.

While the majority of Council Members indicated that in their opinion, the Executive Committees serves a useful function, a majority also nevertheless tend to favour a Board of Control System.

The Council is evenly split on the issue as to whether or not the current Executive Committee's responsibility should be expanded upon or reduced.

One (1) Alderman Per Ward Structure

Of the seventeen Cities surveyed, twelve (12) have a one (1) aldermen per ward system, four (4) have a two (2) alderman per ward system and one City elects its Aldermen at large.

Of the Members of Council who indicated a preferenace, a slight majority favour a one (1) alderman per ward system. Four (4) Members of City Council did not indicate a preferance but did feel that a review was in order.

Frequency and length of Standing Committee Meetings

While the frequency of meetings, which is generally two (2) per month does not appear to be of any particular concern, the matter of the length of meetings and the meeting dates is of concern to most Members of City Council.

The average length of Standing Committee meetings of those Cities surveyed is approximately 3 hours which compares favourably to that of the City of Hamilton.

The average length of council meetings of the Cities surveyed is 5.5 hours as compared to the City of Hamilton's which is 3 to 3.5 hours.

The Members of Council felt that an effort should be made to schedule meetings in order that all Standing Committee meetings are held within a 2 - 3 day period. The importance of co-ordinating same with Regional meetings was also stressed.

Meeting Times

A slight majority of the Council Members who indicated a preference, favour the current morning/afternoon committee times. Somewhat fewer members indicated a preference for late afternoon and evening meetings.

Of the Cities who responded with regard to meeting times, the overwhelming majority conducted their meetings during regular business hours.

Other

- There was a general feeling that the "Rules of Order" need to be more vigorously enforced at all meetings.
- There was a general consensus that a better system must be developed in order to identify Councils priority during budget sessions.
- The practice of reporting only affirmative actions to City Council was discussed with the members of council as well as addressed in the survey of other municipalities.

While the practice of other municipalities is, with the exception of three (3) to send both affirmative and negative recommendations to Council, the majority of our Council indicated a preference to continue with the present practice which is to send affirmative recommendations and only negative recommendations in the event of a tie vote at the Committee.

In this regard, it is be noted that based on our current practice an issue can be refused or denied by as a few as three (3) members of Council.

- A significant number of Council Members feel that better communication between staff and Council was required.

RECOMMENDATIONS

AS A RESULT OF CONSIDERABLE REVIEW AND DELIBERATIONS TAKING INTO ACCOUNT THE FOREGOING AS WELL AS OTHER MATTERS, THE SUB-COMMITTEE RESPECTFULLY RECOMMENDS :

- (A) THAT EFFECTIVE WITH THE 1988 - 1991 TERM OF CITY COUNCIL, A BOARD OF CONTROL SYSTEM BE IMPLEMENTED.

THE RESPONSIBILITY AND AUTHORITY OF THE BOARD OF CONTROL TO BE IN ACCORDANCE WITH THE PROVISIONS OF THE MUNICIPAL ACT, WITH THE EXCEPTION OF THE 2/3 VOTE PROCEDURE.

- (B) THAT THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON BE COMPOSED OF A MAYOR AND FOUR (4) CONTROLLERS TO BE ELECTED AT LARGE, AND TWELVE (12) ALDERMEN, ONE (1) FROM EACH OF TWELVE (12) WARDS.

- (C) THAT THE APPROPRIATE COMMITTEE BE REQUESTED TO REVIEW AND MAKE RECOMMENDATION(S) TO CITY COUNCIL WITH REGARD TO THE TWELVE (12) WARD BOUNDARIES.

- (D) THAT COMMENCING IMMEDIATELY, AND CONTINUING UNTIL THE IMPLEMENTATION OF THE BOARD OF CONTROL SYSTEM, THE COMMITTEES OF COUNCIL BE AS FOLLOWS:

- EXECUTIVE COMMITTEE
- TRANSPORT AND ENVIRONMENT COMMITTEE
- PARKS AND RECREATION COMMITTEE
- PLANNING AND DEVELOPMENT COMMITTEE
- FINANCE COMMITTEE

- (E) THAT THE PERSONNEL COMMITTEE BE ABOLISHED AND ITS' RESPONSIBILITIES TRANSFERRED IN TOTAL TO THE FINANCE COMMITTEE.
- (F) THAT THE LEGISLATION COMMITTEE BE ABOLISHED AND ITS' RESPONSIBILITIES TRANSFERRED IN PART TO THE PARKS AND RECREATION COMMITTEE, THE PLANNING AND DEVELOPMENT COMMITTEE AND THE FINANCE COMMITTEE.
- (G) THAT THE SPECIAL HARBOUR COMMITTEE BE ABOLISHED AND ITS' RESPONSIBILITIES TRANSFERRED TO THE TRANSPORT AND ENVIRONMENT COMMITTEE.
- (H) THAT THE HAMILTON/SCOURGE COMMITTEE BE ABOLISHED AND ITS' RESPONSIBILITIES TRANSFERRED TO THE PARKS AND RECREATION COMMITTEE.
- (I) THAT REPRESENTATION FROM WARDS ONE, FOUR AND FIVE ON THE FOUR REMAINING STANDING COMMITTEES BE REVIEWED WITH A VIEW TO PROVIDING FOR EACH ALDERMAN TO SERVE ON TWO OF THE FOUR STANDING COMMITTEES.
- (J) THAT ALL SUB-COMMITTEES OF STANDING COMMITTEES WHOSE MEMBERSHIP CONSISTS SOLELY OF MEMBERS OF COUNCIL, BE ABOLISHED AND RESPONSIBILITIES FOR THAT SUB-COMMITTEE TRANSFERRED TO THE RESPECTIVE STANDING COMMITTEE.
- (K) THAT WITH THE EXCEPTION OF THE FOLLOWING, THE COMPOSITION OF ALL OTHER SUB-COMMITTEES AND SPECIAL PURPOSE COMMITTEES OF COUNCIL, BE AMENDED SO AS TO PROVIDE FOR ONE (1) MEMBER OF CITY COUNCIL WITH THE REMAINING MEMBERS TO BE CITIZENS. (NOTE: AS A RESULT OF THE RE-ASSIGNMENT OF RESPONSIBILITIES, IT MAY BE THAT A COUNCIL MEMBER ON A PARTICULAR SUB-COMMITTEE MAY NOT BE A MEMBER OF THE STANDING COMMITTEE TO WHICH THAT SUB-COMMITTEE REPORTS. THIS SITUATION WILL BE CORRECTED WITH THE NEW TERMS OF OFFICE IN DECEMBER 1988.)

- Waterfront Committee - Due to the magnitude of this project, it is recommended that three (3) members of City Council continue to serve on this Committee.
- GEORGE STREET MALL AUTHORITY AND VARIOUS B.I.A.'S - DUE TO THE UNIQUE NATURE OF THESE COMMITTEE S THE CURRENT PRACTICE OF BOTH WARD ALDERMEN IN WHICH THE B.I.A. IS SITUATED, SERVING ON THESE COMMITTEES, BE CONTINUED.
- BEACH STEERING COMMITTEE - DUE TO THE UNIQUE NATURE OF THIS COMMITTEE, IT IS RECOMMENDED THAT THE FOUR (4) ALDERMEN SERVING ON THIS COMMITTEE CONTINUE TO SERVE.

(L) THAT THE REGULAR MEETING SCHEDULE OF THE EXECUTIVE COMMITTEE AND FOUR (4) STANDING COMMITTEES BE AS FOLLOWS: (SEE SCHEDULE "A" ATTACHED).

PARKS & RECREATION COMMITTEE - 9:00 A.M. - TUESDAY, THE WEEK
PRIOR TO COUNCIL

TRANSPORT & ENVIRONMENT COMMITTEE - 2:00 P.M. - TUESDAY, THE WEEK
PRIOR TO COUNCIL

FINANCE COMMITTEE - 9:00 A.M. - WEDNESDAY, THE WEEK PRIOR TO
COUNCIL

PLANNING & DEVELOPMENT - 2:00 P.M. - WEDNESDAY, THE WEEK PRIOR TO
COUNCIL

EXECUTIVE COMMITTEE - 2:00 P.M. - THURSDAY, THE WEEK PRIOR TO
COUNCIL

(M) THAT THE CHAIRMAN OF THE COMMITTEES BE REQUESTED TO MAKE EVERY EFFORT TO ENSURE THAT MEETINGS ARE CONDUCTED IN A BUSINESS LIKE MANNER AND IN ACCORDANCE WITH THE RULES OF ORDER, WITH A VIEW OF EXPEDITING THE WORK OF THE COMMITTEE.

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- (N) THAT, WITH A VIEW TO EXPEDITING THE WORK OF THE COMMITTEE, THE APPROPRIATE CIVIC STAFF BE REQUIRED TO HAVE A WRITTEN REPORT AND RECOMMENDATION ON ALL MATTERS INCLUDED ON THE COMMITTEE AGENDA, WITH THE EXCEPTION OF MATTERS WHICH ARE SOLELY OF A POLITICAL NATURE.
- (O) THAT THE CITY SOLICITOR AND APPROPRIATE STAFF BE AUTHORIZED AND DIRECTED TO UNDERTAKE THE STEPS NECESSARY TO GIVE EFFECT TO THIS RESOLUTION.

Attached, as Schedule "B" is a Summary of the Specific Changes in the Committee responsibilities which will occur with the adoption of the foregoing recommendations.

Attached, as Schedule "C" is a copy of a Summary Report of the replies received from the various municipalities. Under separate cover is a copy of a report which includes the actual correspondence from each municipality.

Attached as Schedule "D" is a copy of a revised organizational chart.

Respectfully submitted,


ALDERMAN S. COLLINS


ALDERMAN P. COWELL

SAMPLE MONTH

SUNDAY	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY
	1	2 9:00 PARKS & REC 2:00 TRANS & ENVIR Regional Council	3 9:00 FIN COMM 2:00 PLANNING & DEVELOPMENT	4 9:00 EXEC COMM	5	6
7	8 8:30 Reg Economic Dev & Planning 11:00 Reg Health & Social Services 2:00 Reg. Trans. CITY COUNCIL	9 8:30 Reg Economic Dev & Planning 11:00 Reg Health & Social Services 2:00 Reg. Trans. CITY COUNCIL	10 8:30 Reg. Eng. 11:00 Reg. Finance and Personnel	11	12	13
14	15 9:00 PARKS AND RECREATION 2:00 TRANS & ENVIR. Regional Council	16 9:00 PARKS AND RECREATION 2:00 TRANS & ENVIR. Regional Council	17 9:00 FIN. COMM 2:00 PLANNING & DEVELOPMENT	18 9:00 EXEC COMM	19	20
21	22 8:30 Reg Economic Dev & Planning 11:00 Reg. Leg & Recept. 2:00 Reg. Airport CITY COUNCIL	23 8:30 Reg Economic Dev & Planning 11:00 Reg. Leg & Recept. 2:00 Reg. Airport CITY COUNCIL	24 8:30 Reg. Engineering	25	26	27
28	29	30	31			Schedule "A"

SUMMARY OF CHANGES

Executive Committee - No change in duties and responsibilities.

Parking Authority - No change in duties and responsibilities.

Library Board - No change in duties and responsibilities.

HECFI Board - No change. (Matter of composition pending)

Licencing Committee - No change in duties and responsibilities.

Transport and Environment Committee - Assume responsibility for Special Harbour Committee
- Assume responsibility for Bus Shelters, Pollution Control and By-law Enforcement Sub-Committees
- Assume responsibility for the Film Advisory Committee

Planning and Development Committee - Assume responsibility for Farmers' Market Sub-Committee

Finance Committee - Assume responsibility of Personnel Committee.

- Assume responsibility of Depreciation Committee and H.M.R.F. Committee.

- Assume the following responsibilities of the Legislation Committee.

- Matters pertaining to Legislation not related to other Committees.

- Action on resolutions from other municipalities.

- Reception and Entertainment of Public Character and Civic Hospitality
- Status of Women Sub-Committee
- French Sub-Committee
- Tax Adjustments
- Awarding of Contracts under Committee jurisdiction.
- Matters relating to City Clerk's Department and the Hamilton Licencing Committee.
- Requests for use of City Hall Facilities.

Personnel Committee - Abolish

Legislation Committee - Abolish

Parks and Recreation Committee - Assume responsibility of Hamilton/Scourge Committee

- Assume following responsibilities of the Legislation Committee

- Civic awards

Hamilton/Scourge Committee - Abolish

Special Harbour Committee - Abolish

Bus Shelters Sub-Committee - Abolish

Pollution Control Sub-Committee - Abolish

By-law Enforcement Sub-Committee - Abolish

Urban Design Committee - No Change - now one Alderman (Smith)

Central Area Planning Implementation Committee - Reduce the number of elected members from three (3) to one (1) and increase citizen membership by two (2) (McCulloch, Agro, Christopherson)

Business Land Use Advisory Board - No Change - now one Alderman (Smith)

Downtown Action Plan Co-ordinating Committee - No Change - now one Alderman (McCulloch)

L.A.C.A.C - Reduce the number of elected members from two (2) to one (1) and increase citizen membership by one (1). (McCulloch and Wheeler)

Depreciation Committee - Abolish

H.M.F.R. Pension Committee - Abolish

Tax Appeal Committee - Abolish - Was previously a Sub-Committee of the Legislation Committee with rotating membership. Now the responsibility of the Finance Committee. (Currently reviewing feasibility of transferring to Assessment Review Board)

Status of Women Committee - Reduce number of elected members from two (2) to one (1) and increase citizen membership by one (1).

- Transfer responsibility from the Legislation Committee to the Parks and Recreation Committee - (Kiss, Christopherson)

Film Advisory Sub-Committee - Reduce the number of elected members from two (2) to one (1) and increase citizen membership by one (1).

- Transfer responsibility from the Legislation Committee to the Transport and Environment Committee (Gallagher, Agro)

French Sub-Committee - Reduce the number of elected members from two (2) to one (1) and increase number of citizen members by one (1).

- Transfer responsibility from the Legislation Committee to the Finance Committee. (Mayor Morrow, Collins)

Farmers' Market Sub-Committee - Reduce the number of elected members from three (3) to one (1) and increase the number of citizens by two (2).

- Transfer responsibility from the Legislation Committee to the Planning and Development Committee. (Agro, Valeriano, Wheeler)

Historical Board - Reduce the number of elected members from three (3) to one (1) and increase the number of citizen members by two (2). -

- Remain as a Sub-Committee of the Parks and Recreation Committee. (McCulloch, Wheeler, Smith).

Crystal Palace Committee - No change - now one Alderman (Copps).

Parks and Recreation Advisory Sub-Committee - Reduce the number of elected members from three (3) to one (1) and increase number of citizens by two (2).

- Remain as a Sub-Committee of the Parks and Recreation Committee. (Gallagher, Hinkley, Murray)

Hamilton Veterans Committee - No change - now one Alderman (McCulloch)

Waterfront Parks Sub-Committee - No change - Three (3) elected members now serving - Remain as a Sub-Committee of Parks and Recreation Committee - (Copps, Cooke, Hinkley)

Stadium Sub-Committee - Abolish

Committee of Adjustment - No change - Now one Alderman (Merling)

Court of Revision - No change - Now members of the Executive Committee
(Required by Legislation).

Property Standards Committee - No change - No elected members

Hamilton Housing Committee - No change - Now two (2) Aldermen (Smith, Collins)
(Special Legislation)

Municipal Non Profit (Hamilton) Housing Corp - No change - All of Council
(Special Legislation)

George Street Mall and B.I.A.'s - No change

Canadian Football Hall of Fame and Museum Management Committee

Reduce the number of Council Members from three (3) to one (1) and advise the organization accordingly.
(Wheeler, Gallagher, Murray)

Hamilton Harbour Commission - No change - (no elected members)

Hamilton Hydro Electric System - No change - Now only one (Mayor Morrow)

Art Gallery - Reduce the number of Council Members from two (2) to one (1) and advise the organization accordingly (Hinkley, Smith)

Mundialization Committee - Reduce the number of Council Members from four (4) to one (1), and advise the organization accordingly.
(Mayor Morrow, Christopherson, Wheeler, Gallagher).

Safety Council - No change - Now one Alderman (Merling)

H.S.P.C.A. - No change - now one Alderman (Cooke)

McMaster Symphony Society - No change - now one Alderman (Kiss)

Hamilton and Region Arts Council - Reduce the number of Council Members from two (2) to one (1) and advise organization accordingly (Hinkley, Copps)

Theatre Aquarius - Reduce the number of Council members from two (2) to one (1) and advise organization accordingly. (Hinkley, Christopherson)

United Way - No change - Now one Alderman (Copps)

03/12/87

SUB-COMMITTEE REPORT
- COMMITTEE STRUCTURE -

SCHEDULE "C"

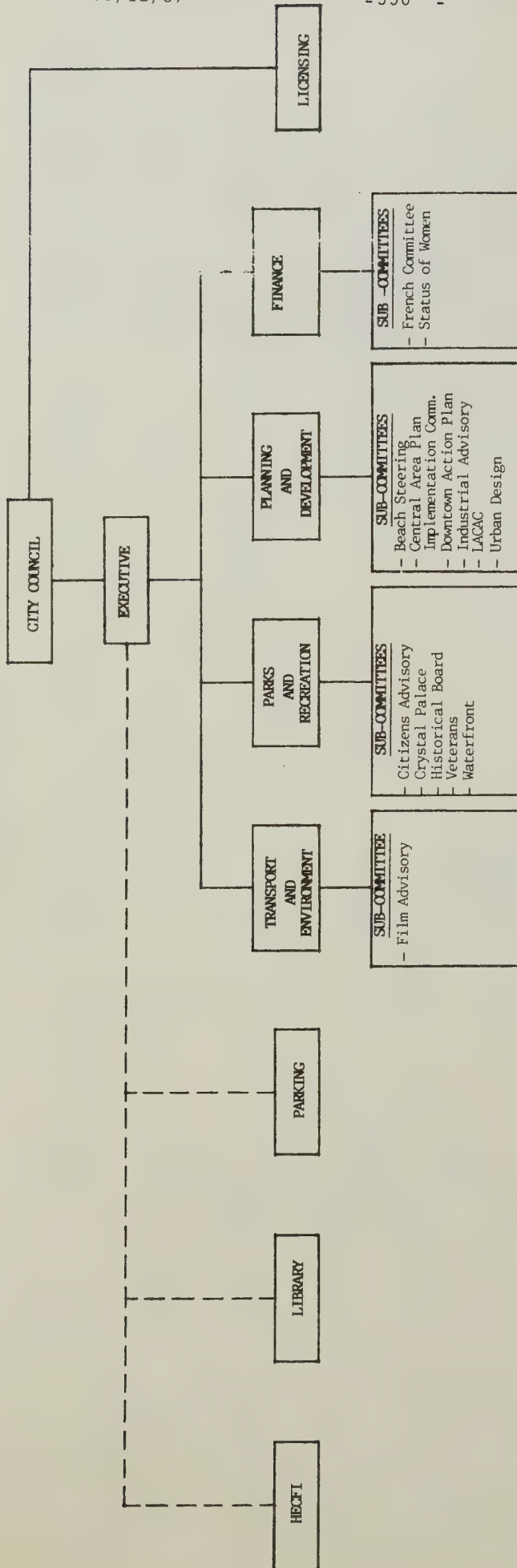
City	Population	Composition of Council	Frequency of Council Mtgs	Aldermen per ward	Ed of Control or Exec Comm.	Frequency of mtgs	Number of Standing Comm	Freq.- Standing Comm mtgs	Corp of Standing Comm	# of Sub-Comm & Special Purpose Comm/Boards (+ -)
1. TORONTO	606,247	23 Mayor 11 Ald. 11 Coun.	2 Mo.	1	Executive Comm. Mayor & 4 Ald.	2 Mo.	3	Every 2 wks	11 Aldermen	18 Sub-Comm. 92 other
2. NORTH YORK	556,308	19 Mayor 4 Cmt. 14 Ald.	Every 2 wks	1	Board of Control 4 Controllers + Mayor	2 Mo	7	5 - every 2 wks 2 - Call of the Chairman	4 to 6 Ald. + 1 Cmt	20
3. SCARBOROUGH	461,957	19 Mayor 4 Cmt. 14 Ald.	Every 2 wks	1	Board of Control 4 Controllers + Mayor	Weekly	4	Every 2 wks	6 Members of Council + Mayor	4 Sub-Comm 7 other
4. MISSISSAUGA	360,000	10 Mayor 9 Coun.	2 Mo.	1	NO	N/A	3	Every 2 wks	6 Members of Council + Mayor	3 Sub-Comm 4 other
5. OTTAWA	304,448	16 Mayor 15 Ald	2 Mo.	1	NO	N/A	5	2 Mo.	7-8 Ald + Mayor	No Sub Comm 42 other
6. HAMILTON	307,690	17 Mayor 16 Ald	2 Mo.	2	Executive Comm. 4 Aldermen + Mayor	Weekly	6	2 Mo.	8 Aldermen + Mayor	23 Sub-Comm 18 other
7. ETOBICOKE	297,000	15 Mayor 5 Cmt. 10 Ald	2 Mo.	2	Board of Control 5 Controllers + Mayor	Weekly	3	Every 2 wks	5 Aldermen 2 Controllers + Mayor	40 Sub-Comm 8 other

City	Population	Composition of Council	Frequency of Council Mtgs	Alderman per Ward	Bd of Control or Exec Comm.	Frequency of mtgs.	Number of Study Comm	Freq-Standing Comm mtgs	Corp of Standing Comm	# of Sub-Comm & Special Purpose Coms/Boards (+ -)
8. LONDON	275,000	19 Mayor 4 Cmt. 14 Ald.	2 Mo.	2	Board of Control 4 Controllers + Mayor	Weekly	3	2 Mo.	6 Members of Council + Mayor	15 Sub-Comm 27 other
9. WINNEB	195,028	11 Mayor 10 Ald.	Weekly	2	NO	N/A	2	Call of Chairman	All of Council	12 Sub-Comm 28 other
10. BRAYTON	178,000	17 Mayor 5 Reg Counc 11 Ald.	2 Mo.	1	NO	N/A	5	1 Mo.	Varies from 8 to all of Council	9
11. KITCHENER	147,439	11 Mayor 10 Ald.	2 Mo.	1	NO	N/A	4	(3) Monthly (1) 2 Mo.	Varies 5-8 Aldermen + Mayor	No Sub-Comm 9 others
12. YORK	133,856	11 Mayor 2 Cmt. 8 Ald.	2 Mo.	1	Board of Control 2 Controllers + Mayor	Every 2 Weeks	2	Every 2 Weeks	4 Aldermen 1 Controller + Mayor	3 Sub-Comm 20 others

City	Population	Composition of Council	Frequency of Council Mtgs	Alderman per Ward	Bd of Control or Exec Comm	Frequency of mtgs	Number of Study Comm	Freq-Standing Comm mtgs	Comp of Standing Comm	# of Sub-Comm & Special Purpose Comms/Boards (+ -)
13. CALGARY	640,645	15 Mayor 14 Ald.	2 Mo.	1	No	N/A	5	1 Mo.	6-7 Members of Council + Mayor	80
14. WINNIPEG	612,100	30 Mayor 29 Counc.	Every 2 Weeks	1	Executive Policy Comm 5 Comm. Chairmen 4 Other Councils + Mayor	Every 2 Weeks	5	Every 3 Weeks	6 Councillors + Mayor	40
15. EDMONTON	571,506	13 Mayor 12 Ald.	2 Mo.	2	Executive Comm. 4 Aldermen + Mayor (Rotating Membership)	Weekly	3	2 Mo.	4-6 Aldermen + Mayor	1 Sub-Comm. 43 other
16. VANCOUVER	415,549	11 Mayor 10 Ald.	3 Mo.	At Large	No	N/A	3	3 Mo.	(2) 5 Aldermen (1) 10 Aldermen + Mayor	28
17. REGINA	178,000	11 Mayor 10 Ald.	Weekly	1	No	N/A	5	2 Mo.	Varies Elected and Citizens	No Sub-Comm. 10 other
18. HALIFAX	117,000	13 Mayor 12 Ald.	2 Mo.	1	No	N/A	4 - meet as Comm of Whole	2 Mo.	All of City Council	No Sub-Comm. 24 other

March 2, 1987

SUB-COMMITTEE REPORT COMMITTEE STRUCTURE



COMMITTEE'S APPOINTED BY CITY COUNCIL BUT DO NOT REPORT TO CITY COUNCIL

- Committee of Adjustment
- Court of Revision
- Property Standards
- Hamilton Housing Co. Ltd.
- Municipal Non-Profit (Hamilton) Housing Corp.
- George St. Mall Authority
- Jamesville B.I.A.
- Downtown Promenade B.I.A.
- International Village (King St. East) B.I.A.

MARCH 2, 1987

COMMITTEE'S TO WHICH COUNCIL APPOINTS MEMBERS. ORGANIZATIONS DO NOT REPORT TO CITY COUNCIL

- Football Hall of Fame
- Hamilton Harbour Commission
- Hydro Electric
- Art Gallery
- Hamilton Safety Council
- S.P.C.A.
- McMaster Symphony Society
- Mohawk College
- Hamilton & Region Arts Council
- Hamilton Mundialization Comm.
- Theatre Aquarius
- United Way

SCHEDULE "D"

Committee Structure Amended Exhibit AA

City Council - March 12, 1987

- (A) THAT EFFECTIVE WITH THE 1988 - 1991 TERM OF CITY COUNCIL, A BOARD OF CONTROL SYSTEM BE IMPLEMENTED.

THE RESPONSIBILITY AND AUTHORITY OF THE BOARD OF CONTROL TO BE IN ACCORDANCE WITH THE PROVISIONS OF THE MUNICIPAL ACT, WITH THE EXCEPTION OF THE 2/3 VOTE PROCEDURE.....APPROVED

- (B) THAT THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON BE COMPOSED OF A MAYOR AND FOUR (4) CONTROLLERS TO BE ELECTED AT LARGE, AND TWELVE (12) ALDERMEN, ONE (1) FROM EACH OF TWELVE (12) WARDS.APPROVED

- (C) THAT THE APPROPRIATE COMMITTEE BE REQUESTED TO REVIEW AND MAKE RECOMMENDATION(S) TO CITY COUNCIL WITH REGARD TO THE TWELVE (12) WARD BOUNDARIES.APPROVED

- (D) THAT COMMENCING IMMEDIATELY, AND CONTINUING UNTIL THE IMPLEMENTATION OF THE BOARD OF CONTROL SYSTEM, THE COMMITTEES OF COUNCIL BE AS FOLLOWS:

- EXECUTIVE COMMITTEE
- TRANSPORT AND ENVIRONMENT COMMITTEE
- PARKS AND RECREATION COMMITTEE
- PLANNING AND DEVELOPMENT COMMITTEE
- FINANCE COMMITTEE

.....NOT APPROVED

- (E) THAT THE PERSONNEL COMMITTEE BE ABOLISHED AND ITS' RESPONSIBILITIES TRANSFERRED IN TOTAL TO THE FINANCE COMMITTEE.

.....NOT APPROVED

- (F) THAT THE LEGISLATION COMMITTEE BE ABOLISHED AND ITS' RESPONSIBILITIES TRANSFERRED IN PART TO THE PARKS AND RECREATION COMMITTEE, THE PLANNING AND DEVELOPMENT COMMITTEE AND THE FINANCE COMMITTEE.NOT APPROVED
- (G) THAT THE SPECIAL HARBOUR COMMITTEE BE ABOLISHED AND ITS' RESPONSIBILITIES TRANSFERRED TO THE TRANSPORT AND ENVIRONMENT COMMITTEE.APPROVED
- (H) THAT THE HAMILTON/SCOURGE COMMITTEE BE ABOLISHED AND ITS' RESPONSIBILITIES TRANSFERRED TO THE PARKS AND RECREATION COMMITTEE.NOT APPROVED
- (I) THAT REPRESENTATION FROM WARDS ONE, FOUR AND FIVE ON THE FOUR REMAINING STANDING COMMITTEES BE REVIEWED WITH A VIEW TO PROVIDING FOR EACH ALDERMAN TO SERVE ON TWO OF THE FOUR STANDING COMMITTEES.DELETE
- (J) THAT ALL SUB-COMMITTEES OF STANDING COMMITTEES WHOSE MEMBERSHIP CONSISTS SOLELY OF MEMBERS OF COUNCIL, BE ABOLISHED AND RESPONSIBILITIES FOR THAT SUB-COMMITTEE TRANSFERRED TO THE RESPECTIVE STANDING COMMITTEE.APPROVED

(K) THAT WITH THE EXCEPTION OF THE FOLLOWING, THE COMPOSITION OF ALL OTHER SUB-COMMITTEES AND SPECIAL PURPOSE COMMITTEES OF COUNCIL, BE AMENDED SO AS TO PROVIDE FOR ONE (1) MEMBER OF CITY COUNCIL WITH THE REMAINING MEMBERS TO BE CITIZENS. (NOTE: AS A RESULT OF THE RE-ASSIGNMENT OF RESPONSIBILITIES, IT MAY BE THAT A COUNCIL MEMBER ON A PARTICULAR SUB-COMMITTEE MAY NOT BE A MEMBER OF THE STANDING COMMITTEE TO WHICH THAT SUB-COMMITTEE REPORTS. THIS SITUATION WILL BE CORRECTED WITH THE NEW TERMS OF OFFICE IN DECEMBER 1988.)

(i) WATERFRONT COMMITTEE

(ii) GEORGE STREET MALL AUTHORITY AND VARIOUS B.I.A.'S

(iii) BEACH STEERING COMMITTEE

(iv) BANK OF MONTREAL ADHOC COMMITTEE

(v) L.A.C.A.C.

(vi) FARMER'S MARKET SUB COMMITTEE

(vii) HISTORICAL BOARD

(viii) PARKS AND RECREATION ADVISORY SUB COMMITTEE

(ix) THEATRE AQUARIUS

.....APPROVED AS AMENDED

- (L) THAT THE REGULAR MEETING SCHEDULE OF THE EXECUTIVE COMMITTEE AND FOUR (4) STANDING COMMITTEES BE AS FOLLOWS: (SEE SCHEDULE "A" ATTACHED).

PARKS & RECREATION COMMITTEE - 9:00 A.M. - TUESDAY, THE WEEK
PRIOR TO COUNCIL
TRANSPORT & ENVIRONMENT COMMITTEE - 2:00 P.M. - TUESDAY, THE WEEK
PRIOR TO COUNCIL
FINANCE COMMITTEE - 9:00 A.M. - WEDNESDAY, THE WEEK PRIOR TO
COUNCIL
PLANNING & DEVELOPMENT - 2:00 P.M. - WEDNESDAY, THE WEEK PRIOR TO
COUNCIL
EXECUTIVE COMMITTEE - 2:00 P.M. - THURSDAY, THE WEEK PRIOR TO
COUNCIL
.....REFERRED TO EXECUTIVE COMM

- (M) THAT THE CHAIRMAN OF THE COMMITTEES BE REQUESTED TO MAKE EVERY EFFORT TO ENSURE THAT MEETINGS ARE CONDUCTED IN A BUSINESS LIKE MANNER AND IN ACCORDANCE WITH THE RULES OF ORDER, THE MUNICIPAL ACT AND THE BY-LAWS OF THE CORPORATION, WITH A VIEW OF EXPEDITING THE WORK OF THE COMMITTEE.APPROVED AS AMENDED

- (N) THAT, WITH A VIEW TO EXPEDITING THE WORK OF THE COMMITTEE, THE APPROPRIATE CIVIC STAFF BE REQUIRED TO HAVE A WRITTEN REPORT AND RECOMMENDATION ON ALL MATTERS INCLUDED ON THE COMMITTEE AGENDA, WITH THE EXCEPTION OF MATTERS WHICH ARE SOLELY OF A POLITICAL NATURE.APPROVED

- (O) THAT THE CITY SOLICITOR AND APPROPRIATE STAFF BE AUTHORIZED AND DIRECTED TO UNDERTAKE THE STEPS NECESSARY TO GIVE EFFECT TO THIS RESOLUTION.APPROVED

SUMMARY OF RESULTANT CHANGES

Executive Committee - No change in duties and responsibilities.

Parking Authority - No change in duties and responsibilities.

Library Board - No change in duties and responsibilities.

HECFI Board - No change. (Matter of composition pending).

Licencing Committee - No change in duties and responsibilities.

Transport and Environment Committee - Assume responsibility for Special Harbour Committee
- Assume responsibility for Bus Shelters, Pollution Control and By-law Enforcement Sub-Committees.

Planning and Development Committee - No Change.

Finance Committee - Assume responsibility of Depreciation Committee and H.M.R.F. Committee.

Personnel Committee - No Change.

Legislation Committee - No Change.

Parks and Recreation Committee - No Change.

Bank of Montreal AdHoc Committee - No Change.

Hamilton/Scourge Committee - No Change.

Special Harbour Committee - Abolish.

Bus Shelters Sub-Committee - Abolish.

Pollution Control Sub-Committee - Abolish.

By-law Enforcement Sub-Committee - Abolish.

Urban Design Committee - No Change - now one Alderman (Smith).

Central Area Planning Implementation Committee - Reduce the number of elected members from three (3) to one (1) and increase citizen membership by two (2)
- Alderman Christopherson to remain as a member; Delete Alderman McCulloch and Agro.

Business Land Use Advisory Board - No Change - now one Alderman (Smith).

Downtown Action Plan Co-ordinating Committee - No Change - now one Alderman (McCulloch).

L.A.C.A.C - No Change.

Depreciation Committee - Abolish.

H.M.F.R. Pension Committee - Abolish.

Tax Appeal Committee - Abolish. (Currently reviewing feasibility of transferring to Assessment Review Board).

Status of Women Committee - Reduce number of elected members from two (2) to one (1) and increase citizen membership by one (1).

- Aldermen Kiss and Christopherson current members.
Determination of member is yet to be made.

Film Advisory Sub-Committee - Reduce the number of elected members from two (2) to one (1) and increase citizen membership by one (1).

- Aldermen Gallagher and Agro current members; Determination of member is yet to be made.

French Sub-Committee - Reduce the number of elected members from two (2) to one (1) and increase number of citizen members by one (1).

- Mayor Morrow and Collins current members; Determination of member is yet to be made.

Farmers' Market Sub-Committee - No Change - Now two (2) members of Council (Valeriano, Wheeler).

Historical Board - Reduce the number of elected members from three (3) to two (2) and increase the number of citizen members by one (1).

- Aldermen McCulloch and Wheeler to remain members; Delete Alderman Smith.

Crystal Palace Committee - No change - now one Alderman (Copps).

Parks and Recreation Advisory Sub-Committee - Reduce the number of elected members from three (3) to two (2) and increase number of citizens by one (1).

- Aldermen Gallagher and Murray to remain members; Delete Alderman Hinkley.

Hamilton Veterans Committee - No change - now one Alderman (McCulloch).

Waterfront Parks Sub-Committee - No change - Three (3) elected members now serving - (Copps, Cooke, Hinkley).

Stadium Sub-Committee - Abolish.

Committee of Adjustment - No change - Now one Alderman (Merling).

Court of Revision - No change - Now members of the Executive Committee.

Property Standards Committee - No change - No elected members.

Hamilton Housing Committee - No change - Now two (2) Aldermen (Smith,
Collins).

Municipal Non Profit (Hamilton) Housing Corp - No change - All of Council. .

George Street Mall and B.I.A.'s - No change.

Hamilton Harbour Commission -No change - (no elected members).

Hamilton Hydro Electric System - No change - (Now only one (Mayor Morrow).

Art Gallery - Reduce the number of Council Members from two (2) to one (1)
Alderman Smith to remain a member; Delete Alderman Hinkley.

Mundialization Committee - Reduce the number of Council Members from four (4)
to one (1).

- Mayor Morrow and Alderman Christopherson, Wheeler
and Gallagher current members; Determination of
member is yet to be made.

Safety Council - No change - Now one Alderman (Merling).

H.S.P.C.A. - No change -.now one Alderman (Cooke).

McMaster Symphony Society - No change - now one Alderman (Kiss).

Hamilton and Region Arts Council - Reduce the number of Council Members from two (2) to one (1).

- Alderman Hinkley to remain member; Delete Alderman Copps.

Theatre Aquarius - No Change in structure - Change Members from Aldermen Hinkley and Christopherson to Aldermen McCulloch and Christopherson.

United Way - No change - Now one Alderman (Copps).

MEETING OF HAMILTON CITY COUNCIL
TUESDAY, MARCH 31, 1987
7:30 O'CLOCK, P.M.

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M21
1987

The Council met.

PRESENT: Robert M. Morrow, Esq., Mayor

Aldermen Cooke, Kiss, Agro, McCulloch, Valeriano, Hinkley,
Christopherson, Collins, Wheeler, Smith, Gallagher,
Merling, Murray, Ross.

ABSENT: Alderman Cowell (Regional business), and Alderman Copps.

The Reverend Father C. Marinos, St. Demetrius Greek Orthodox Church, led the Council in prayer.

His Worship Mayor Robert M. Morrow called the meeting to order.

The minutes of the meetings of March 10, 1987 (2), and March 12, 1987, were taken as read and approved.

The following communications were received and forwarded to the appropriate Committee, except as indicated:

1. Application from Joseph Campanella, 314 Hawkridge Avenue, Hamilton, Ontario, for a modification to "JJ" District regulation for property located at 185, 187, 189 and 191 Hess Street North, dated March 10, 1987.
2. Application from Dale K. H. Badour, 1635 King Street East, Hamilton, Ontario, for a modification to "C" District regulation for property located at 1635 King Street East, dated March 10, 1987.
3. Application from Casablanca Properties Inc., 200-242 Main Street East, Hamilton, Ontario, for a change in zoning, vacant lands located on the east side of Kenora Avenue south of Barton Street East, dated March 10, 1987.
4. Application from Millen Construction Limited, 557 Upper James Street, Hamilton, Ontario, for a change in zoning, property located on the south side of Beaverton Drive, Acadia Drive to Upper Sherman, dated March 10, 1987.
5. Application from Enrico and Karen Corsini, 8 Pinehurst Drive, Hamilton, Ontario, for a modification to "C" District regulations for property located at 1019 Fennell Avenue East, dated March 10, 1987.
6. Application from John Norris, 105 Lavina Crescent, Hamilton, Ontario, for General Text Amendment for all lands zoned "A" District and "AA" District, dated March 11, 1987.
7. Application from David Sa, 271 Mohawk Road West, Hamilton, Ontario, for a modification to "C" District Regulations for property located at 271 Mohawk Road West, dated March 20, 1987.

8. City Initiative for Text Amendment to "D" District to delete townhouses as permitted uses, dated March 13, 1987.
9. City Initiative for implementation of zoning policy in the St. Clair Heritage District Plan - Single Family Dwelling Conversions, dated March 18, 1987.
10. Application from Norman J. MacInnis, 14 Ottaviano Drive, Hamilton, Ontario, for a change in zoning, property located at 185 Annabelle Street, dated March 24, 1987.
11. Application from Jubilee Consultant Services, Suite 218, 350 King Street East, Hamilton, Ontario, for a change in zoning, property located at 613 Stone Church Road East, dated March 24, 1987.
12. Application from Anton and Margaret Jacusiw, 406 East 14th Street, Hamilton, Ontario, for a change in zoning, property located at 1268 West 5th Street, dated March 24, 1987.
13. Application from Hamilton Jewish Communal Projects Inc., 57 Delaware Avenue, Hamilton, Ontario, dated March 24, 1987.
14. Application from Vince Tandarich, 1110 Plains Road West, Burlington, Ontario, for a modification to "H" District regulations for property located at 649 Main Street West, dated March 26, 1987.
15. Application from Joseph M. Venditti, 115 Highway Number 8, Stoney Creek, Ontario, for a change in zoning, property located at 617 Limeridge Road East, dated March 27, 1987.
16. Letter from Mr. Norman Haac, President of the 91st Highlanders Athletic Association, expressing appreciation to the City of Hamilton for the co-operation and financial support in connection with the 1987 Hamilton Spectator Indoor Games, dated March 13, 1987. NOTED.
17. Letter from Mr. Robert A. Young with respect to the proposed closure of the first alley south of Main Street from Balmoral Avenue to Grosvenor Avenue, dated March 27, 1987. NOTED.
18. Letter from Mr. E. A. Simpson, City Clerk, advising objection received to By-law Number 87-39, dated March 24, 1987. NO ACTION TAKEN.
19. Letter from Mr. Nikhil (Nick) R. Adhya, President, India-Canada Society, concerning the "1987 Outstanding Achievement Award" given to Dr. Harish C. Jain, dated March 10, 1987.
20. Letter from Mr. Robert Mongiat, Project Engineer, Route and Site Planning Department, Design and Development Division - Transmission of Ontario Hydro with reference to the preferred site for the proposed Hamilton East Mountain Transformer Station, dated March 16, 1987.

* * * * *

His Worship the Mayor presented a gold civic pin to Miss Shirley Strang who, at the 1986 Ontario Masters Provincial Championships held at the Etobicoke Olympium, placed 1st in the 30-34 age group 100-Metre Butterfly, and at the Niagara District Championships held in Buffalo in March 1986 set an Ontario record for the 200-Metre Butterfly in the 30-34 age group.

His Worship the Mayor presented a Certificate of Appreciation to Mr. D. Braley for services rendered on the Convention Centre Board and the HECFI Board.

His Worship the Mayor presented a Certificate of Recognition to Mr. Earl Begg for services rendered to the community as a Coach in Women's Basketball.

His Worship the Mayor read a Proclamation for "Swim Week" - April 6 - 12, 1987.

* * * * *

It was moved by Alderman Wheeler, seconded by Alderman Smith, and carried, that Council move into Committee of the Whole to consider the following Reports, with Alderman D. Christopherson in the chair.

* * * * *

(A) EXECUTIVE COMMITTEE - SEVENTH REPORT.

* * * * *

EXECUTIVE COMMITTEE - EIGHTH REPORT.

It was moved by Alderman Agro and seconded by Alderman McCulloch.

RESOLVED: that Council move into private session to discuss Sections 4 and 5 of the EIGHTH Report of the Executive Committee.

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Agro, McCulloch, Valeriano, Hinkley, Christopherson, Collins, Wheeler, Smith, Gallagher, Ross. - 13.

NAYS: Aldermen Merling, Murray. - 2. CARRIED.

* * * * *

Council re-convened in open session.

* * * * *

Recorded vote on Sections 4 and 5.

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, McCulloch, Hinkley, Christopherson, Collins, Wheeler, Smith, Gallagher, Merling, Ross. - 12.

NAYS: Alderman Agro. - 1. CARRIED.

* * * * *

(B) TRANSPORT AND ENVIRONMENT COMMITTEE - SIXTH REPORT.

Recorded vote on Section 2.

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Agro, McCulloch,
Valeriano, Hinkley, Christopherson, Collins, Smith,
Ross. - 11.

NAYS: Aldermen Wheeler, Gallagher, Merling, Murray. - 4. CARRIED.

* * * * *

(C) PARKS AND RECREATION COMMITTEE - SEVENTH REPORT.

* * * * *

(D) PLANNING AND DEVELOPMENT COMMITTEE - SIXTH REPORT.

* * * * *

(E) LEGISLATION COMMITTEE - SEVENTH REPORT.

Recorded vote on Section 1.

YEAS: Aldermen Cooke, Agro, McCulloch, Wheeler, Gallagher,
Murray, Ross. - 7.

NAYS: Mayor Morrow; Aldermen Kiss, Valeriano, Christopherson,
Collins, Smith. - 6. CARRIED.

* * * * *

It was moved by Alderman Agro and seconded by Alderman Valeriano.

RESOLVED: that Section 14 of the SEVENTH Report of the
Legislation Committee be amended by deleting
the "NOTE" and adding the following as the first
paragraph; and further by making the present
printed clause the "NOTE". -

"That Licensing By-law Number 79-323 be not amended".

It was moved by Alderman Collins and seconded by Alderman Hinkley.

RESOLVED: that Section 14 of the SEVENTH Report of the
Legislation Committee be further amended by
deleting the word "not" immediately before
the word "amended" in the last line.

YEAS: Mayor Morrow; Aldermen Kiss, Hinkley, Collins. - 4.

NAYS: Aldermen Cooke, Agro, McCulloch, Valeriano, Christopherson,
Wheeler, Smith, Gallagher, Merling, Murray, Ross. - 11.

- LOST.

* * * * *

Recorded vote on Section 14, as amended.

YEAS: Aldermen Cooke, Agro, McCulloch, Valeriano, Christopherson,
Wheeler, Smith, Gallagher, Merling, Murray, Ross. - 11.

NAYS: Mayor Morrow; Aldermen Kiss, Hinkley, Collins. 4. CARRIED.

* * * * *

(F) PERSONNEL COMMITTEE - SIXTH REPORT.

* * * * *

(G) FINANCE COMMITTEE - FIFTH REPORT.

It was moved by Alderman Murray and seconded by Alderman Cooke.

RESOLVED: that Sub-section (m) of Section 8 of the FIFTH
Report of the Finance Committee be deleted, and
the following substituted in lieu thereof:

"8. That the City of Hamilton host a reception
at an estimated cost of \$5,000.00 in con-
junction with the National Conference of the
Canadian Federation of Humane Societies to be
held in the City of Hamilton April 24-27, 1987,
and that this amount be charged to Account
Number 0373-1003 "Special Civic Receptions and
Delegation Hosting". - CARRIED.

* * * * *

Recorded vote on Sub-section (c) of Section 9.

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Agro, McCulloch,
Valeriano, Collins, Wheeler, Smith, Gallagher, Ross. - 11.

NAYS: Alderman Hinkley. - 1. CARRIED.

* * * * *

03/31/87

It was moved by Alderman Valeriano and seconded by Alderman Cooke.

RESOLVED: that Section (J) of EXHIBIT "AA" referred to in Clause 1 of the SIXTH Report of the Executive Committee, adopted by City Council at its Special Meeting held on Thursday, March 12, 1987, at 3:00 o'clock, p.m., which reads as follows, be re-considered:

"(J) That all Sub-Committees of Standing Committees whose membership consists solely of members of Council, be abolished and responsibilities for that Sub-Committee transferred to the respective Standing Committee". - CARRIED.

* * * * *

It was moved by Alderman Valeriano and seconded by Alderman Cooke.

RESOLVED: that Section (J) of EXHIBIT "AA" referred to in Clause 1 of the SIXTH Report of the Executive Committee be amended by adding the following after the word "Committee" in the fourth line:

"with the exception of the following:

(a) Grants Sub-Committee".

YEAS: Aldermen Cooke, Agro, McCulloch, Valeriano, Wheeler, Smith, Gallagher, Ross. - 8.

NAYS: Mayor Morrow; Aldermen Kiss, Hinkley, Christopherson, Collins. - 5. CARRIED.

* * * * *

It was moved by Alderman Valeriano and seconded by Alderman Cooke.

RESOLVED: that Section (J) of EXHIBIT "AA", referred to in Clause 1 of the SIXTH Report of the Executive Committee be adopted, as amended. - CARRIED.

* * * * *

It was moved by Alderman Valeriano and seconded by Alderman Cooke.

RESOLVED: that Section 11 of the FIFTH Report of the Finance Committee be deleted and replaced by the following:

"11. For the information of the members of City Council, the members of the Grants Sub-Committee for the remainder of this term of City Council are Alderman P. Valeriano, Alderman T. Cooke and Alderman S. Collins". - CARRIED.

* * * * *

It was moved by Alderman Valeriano and seconded by Alderman Cooke.

RESOLVED: that Section 8 of the THIRD Report of the Finance Committee, adopted by City Council on February 24, 1987, which reads as follows, be reconsidered:

"8. (a) That the Grants Sub-Committee be abolished and that responsibility for consideration of all grants be assumed by the Finance Committee.

(b) That the General Grant Policy and Application documentation be amended to reflect same". - CARRIED.

* * * * *

It was moved by Alderman Valeriano and seconded by Alderman Cooke.

RESOLVED: that Section 8 of the THIRD Report of the Finance Committee, adopted by City Council on February 24, 1987, be not adopted. CARRIED.

* * * * *

Recorded vote on Section 12.

YEAS: Mayor Morrow; Aldermen Cooke, Agro, Valeriano, Hinkley, Wheeler, Smith, Gallagher, Ross. - 9.

NAYS: Alderman Kiss. - 1. CARRIED.

* * * * *

(H) LICENSING COMMITTEE - THIRD REPORT.

* * * * *

(I) HIS WORSHIP MAYOR ROBERT M. MORROW - SECOND REPORT.

* * * * *

(J) SPECIAL HARBOUR COMMITTEE - FIRST REPORT.

It was moved by Alderman Gallagher and seconded by Alderman Merling.

RESOLVED: that Sub-section (a) of Section 1 of the FIRST Report of the Special Harbour Committee be referred to the Transport and Environment Committee. - CARRIED.

* * * * *

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(K) NOMINATING COMMITTEE - SECOND REPORT.

* * * * *

It was moved by Alderman Wheeler and seconded by Alderman Smith.

RESOLVED: that Alderman Shirley Collins be appointed
Acting Mayor for the month of April, 1987. - CARRIED.

* * * * *

It was moved by Alderman Wheeler and seconded by Alderman Smith.

RESOLVED: that the report of the Committee of the Whole on the
above reports, as amended, and resolutions, be adopted. -
CARRIED.

* * * * *

It was moved by Alderman Wheeler and seconded by Alderman Smith.

RESOLVED: that the following Bills be now read a first time.

A-11
B-15, B-16, B-17, B-18
D-29, D-30, D-31, D-32, D-33, D-34, D-35,
D-36, D-37, D-38, D-39, D-40, D-41, D-42, D-43. - CARRIED.

* * * * *

It was moved by Alderman Wheeler and seconded by Alderman Smith, and
carried, that Council move into Committee of the Whole (second reading)
to consider the following Bills, with Alderman Christopherson in the
chair.

A-11
B-15, B-16, B-17, B-18
D-29, D-30, D-31, D-32, D-33, D-34, D-35,
D-36, D-37, D-38, D-39, D-40, D-41, D-42, D-43. - CARRIED.

* * * * *

Consideration of the Bills (second reading).

* * * * *

It was moved by Alderman Wheeler and seconded by Alderman Smith.

RESOLVED: that the report of the Committee of the Whole (second
reading) on the Bills be adopted. - CARRIED.

* * * * *

It was moved by Alderman Wheeler and seconded by Alderman Smith.

RESOLVED: that the following Bills be now read a third time.

A-11

B-15, B-16, B-17, B-18

D-29, D-30, D-31, D-32, D-33, D-34, D-35, D-36,

D-37, D-38, D-39, D-40, D-41, D-42, D-43. - CARRIED.

* * * * *

City Council adjourned at 11:20 o'clock, p.m.

* * * * *

REPORT OF THE EXECUTIVE COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Executive Committee presents its SEVENTH Report for 1987 and respectfully recommends:

1. (a) That the following Projects at Copps Coliseum be proceeded with at a total estimated cost of \$380 000 as provided for in the 1987 portion of the 1987-1991 Capital Budget

i)	Improvements to Home Team Dressing Room	\$ 25 000
ii)	Drinking Fountains (Rink level)	10 000
iii)	Improvements required for occupation of Retail/Mall Area	250 000
iv)	Conversion of Domestic Hot Water Generation System	20 000
v)	Improvements to Press Facilities	30 000
vi)	Glycol Storage Tank	10 000
vii)	Provision of Sun Screen, West Elevation Windows	<u>35 000</u>
		\$380 000
		=====

- (b) That \$130 000 of these costs be financed from HECFI Reserve for Capital Projects Account Number 0280-48 and the balance of \$250 000 from the Unutilized Portion of the original gross cost and debenture authority O.M.B. Order Number E830018 dated May 8, 1983 and be charged to Account Number 0408-U3304.

NOTE: These projects were approved by the HECFI Board of Directors at their meeting on March 13, 1987.

2. That the purchase of office equipment for the Finance/Administration Department of HECFI at an estimated cost of \$10 000 as provided for in the 1987 portion of the 1987 - 1991 Capital Budget be proceeded with and financed from HECFI Reserve for Capital Projects, Account No. 0280-48.

NOTE: This project was approved by the HECFI Board of Directors at their meeting on March 13, 1987.

3. (a) That the following Projects at the Central Utilities Plant be proceeded with at an estimated cost of \$367 000 as provided for in the 1987 portion of the 1987 - 1991 Capital Budget.
- | | | |
|------|--|-------------------|
| i) | Various Capital Replacements and Revisions for Central Utilities Plant | \$ 72 000 |
| ii) | Addition of City Hall to C.U.P. Building Automation System | 130 000 |
| iii) | Various Capital Replacements for City Hall | 54 000 |
| iv) | Teardown/Overhaul of Centravacs - C.U.P., City Hall and Public Library | 50 000 |
| v) | Various Capital Revisions and Replacements for Hamilton Place | 61 000 |
| | | <u>\$ 367 000</u> |
- (b) That these improvements be financed from the 1987 Capital Levy Account No. 0376-0298.

NOTE: These projects were approved by the HECFI Board of Directors at their meeting on March 13, 1987.

4. That the office expansion project, including additional office furniture and equipment for the Marketing Department for HECFI be proceeded with at an estimated cost of \$23 000 as provided for in the 1987 portion of the 1987 - 1991 Capital Budget and be financed from the HECFI Reserve for Capital Projects Account No. 0280-48.

NOTE: This project was approved by the HECFI Board of Directors at their meeting on March 13, 1987.

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5. (a) That the following Projects for the Hamilton Convention Centre be proceeded with at an estimated cost of \$287 500 as provided for in the 1987 portion of the 1987 - 1991 Capital Budget.

i)	Kitchen Addition	\$150 000
ii)	Dishwasher	60 000
iii)	Installation of Washroom in V.I.P. Room (314)	7 500
iv)	Freezer	15 000
v)	Strip Lighting - Wentworth	15 000
vi)	Small Equipment Replacement	15 000
vii)	Audio Visual Equipment	<u>25 000</u>
		\$287 500
		=====

- (b) That these costs be financed from the HECFI Reserve for Capital Projects, Account No. 0280-48.

NOTE: These projects were approved by the HECFI Board of Directors at their meeting on March 13, 1987.

6. For the information of the Members of City Council, the HECFI Board of Directors have filed with the Executive Committee, a copy of the Hamilton Entertainment and Convention Facilities Inc. 1987 Business Plan.

A copy of same is available for review, by contacting the Secretary, Executive Committee.

7. That leave be granted to introduce the following Bill:

A-11 : A By-law to confirm the Proceedings of the Council of the Corporation of the City of Hamilton.

Respectfully Submitted

Alderman Wm. McCulloch,
Acting Chairman
Executive Committee

John Thompson, Acting Secretary
Executive Committee

1987 March 19
/dg

REPORT OF THE EXECUTIVE COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Executive Committee presents its **EIGHTH** Report for 1987 and respectfully recommends:

1. That an Option to Purchase the property known as municipal number 268 Kenilworth Avenue North, executed by the Bank of Montreal on March 6, 1987 and scheduled for closing on or before May 25, 1987 be approved and completed.

NOTE: The subject property is an "L" shaped vacant parcel having a frontage on the westerly limits of Kenilworth Avenue North of 50 feet, more or less and flankage along the southerly limits of Newlands Avenue of 150 feet, more or less, and contains an area of 7,500 square feet, more or less.

The purchase price is \$67 500, the cost of which is to be charged to Account 0280-14 - Reserve for Off-Street Parking.

This property is being acquired pursuant to a resolution of the Parking Authority on occasion of its meeting on October 23, 1986.

The principal portion of the lands described herein are presently leased by the City from the Bank of Montreal and is occupied by the Hamilton Parking Authority for the City of Hamilton. The portion to be disposed of extends southerly from the parking lot and is in effect landlocked. The said landlocked portion comprises an area of 50 feet by 25 feet (1,250 square feet more or less).

The Parking Authority has advised that this portion of the property cannot be utilized functionally with the existing facility and should therefore not be acquired on their behalf.

Whereas the Parking Authority's requirements cannot be purchased separately without landlocking the rear parcel, the City has no recourse but to purchase the entire parcel from the Bank.

Upon completion of the transaction, the City will undertake to dispose of the surplus portion of 1,250 square feet or more or less, to the abutting owner of municipal number 74 Newlands Avenue.

2. That an Offer to Purchase a portion of the property known as municipal number 268 Kenilworth Avenue North, executed by Joseph and Lois Potoma on March 17, 1987 and scheduled to close on or before May 25, 1987 be approved and completed.

NOTE: The subject property is the southerly limits of an "L" shaped vacant parcel known as 268 Kenilworth Avenue North and comprises an area of 50 feet by 25 feet (1,250 square feet more or less) which is surplus to the City's needs.

The said 1,250 square foot parcel upon severance from 268 Kenilworth Avenue North, will merge with municipal number 74 Newlands Avenue.

The sale price is \$1 250. and will be credited to Account No. 0280-14 -Reserve for Off-Street Parking.

The sale is conditional on the completion of the City's Option to Purchase municipal number 268 Kenilworth Avenue North from the Bank of Montreal.

3. (a) That the Hamilton Hydro-Electric Commission be granted permission to cross City of Hamilton property known as Part 17 according to Plan 62R-8518 at a location shown on the attached plan appended hereto as Schedule "A", with underground conduits for the installation of electrical cables and to maintain an already existing dual pole transformer structure located on Part 16, Plan 62R-8518.
- (b) Both rights are to be granted to Hamilton Hydro at the pleasure of the Council of the Corporation of the City of Hamilton or until such time as either property is required by the City for any purpose.
- (c) That the Mayor and City Clerk be authorized to execute an Agreement between Hamilton Hydro-Electric Commission and the Corporation of the City of Hamilton giving effect to the Commissions entry upon the lands, the Agreement to be prepared to the satisfaction of the City Solicitor.

NOTE: In connection with the construction of the Parkade proposed for the parcel of City owned land located along the north limit of York Boulevard, it will be necessary to remove a Hamilton Hydro transformer situated on Part 10, Plan 62R-8518.

The resulting removal will necessitate a relocation of underground conduits and cable at positions across City owned lands known as Parts 17 and 16 Plan 62R-8518. The relocation of equipment is necessary to maintain Hydro electric service to the area and as a matter of fact, to the Parkade the City is constructing.

Hamilton Hydro have formally requested an approval to temporarily relocate the works on City owned lands following our notice to them to vacate Part 10.

The installation across Part 17 will be beneath the surface of the ground and connect to an already existing dual pole transformer structure located on Part 16.

The Regional Engineering Department have no objections to this installation.

The permission to cross the City owned lands will be at the pleasure of City Council and will be subject to a written agreement.

- * 4. (A) (i) That an Agreement entitled "Downtown Centre Development Agreement", be entered into between The Cadillac Fairview Corporation Limited and Eaton Properties Limited and The Corporation of the City of Hamilton, conditional upon site plan approval, covering the development of lands generally shown on **Appendix "I"**, attached hereto and more particularly described in Schedules A and B of the Agreement with the proposal described in the Concept Plan outlined on Schedule C of the Agreement, and attached hereto as **Appendix "II"** .

The "Downtown Centre Development Agreement" includes the following basic recitals:

- (a) Cadillac Fairview/Eaton's will redevelop lands defined in Schedules A and B with a "Hamilton Eaton Centre", and covenants to build a new Eaton's Store containing approximately 240,000 square feet but not less than 220,000 square feet and a New Mall containing 180,000 square feet but not less than 150,000 square feet, both areas expressed in terms of net leasable space.
- (b) Phase I of the redevelopment, being the construction of an 816 space (more or less) Parkade, to be constructed at the sole cost of the City, is to commence during the spring of 1987. Phase II of the construction, the demolition of the existing Market Ramp Garage and the creation of the New Eaton's Store will commence in October 1987 and be completed by March of 1989.

Phase III of the redevelopment, the demolition of the existing Eaton's Store and the construction of a new three level shopping galleria will commence in April of 1989 and be completed during September of 1990.

Notwithstanding the above dates, the Agreement provides some flexibility in performance, inasmuch as it allows the Developer until December 31, 1991 to complete the entire redevelopment scheme before any penalties are imposed.

- (c) Cadillac Fairview/Eaton's will pay to the City of Hamilton \$2,621,330.00 in exchange for the City terminating and cancelling the 1978 Development Agreement and Site Plan Agreement between the City and Eaton's respecting the sale of the Market Car Parking Garage. Payment of the principal sum of \$2,621,330.00 will become due and payable on the fifth anniversary of the opening date of the Parkade, during which time, interest at a rate of 9.6% per annum calculated and payable semi-annually will be forthcoming to the City until the principal amount has been fully paid to the City.

This sum shall be evidenced by a promissory note and secured by an irrevocable Letter of Credit.

- (d) The City will cause to be constructed and own and the Parking Authority for the City of Hamilton will operate an 816 space Parkade to be constructed at an estimated sum of \$7.2 million, to be located along the north limit of York Boulevard between MacNab Street North and James Street North. An overhead walkway to be built and maintained by the Developer will connect the Parkade to the New Eaton's Store and Galleria.
- (e) In the event the Developer has not completed and opened to the public the New Eaton's Store, the New Mall and the Walkway by December 31, 1991, and the opening of the Parkade has occurred, the Developer shall pay to the City a sum which is calculated in accordance with Schedule E or approximately \$3.1 million.

This sum is secured by a Promissory Note.

- (f) The Parties acknowledge that a fundamental consideration for entering into this Agreement was the mutual understanding of the Parties that prior to December 31, 1991, none of the lands to be incorporated into the development shall be expropriated or otherwise acquired for the purposes of road widening, none of the lands shall be down zoned and the existing Eaton's Store shall not be designated pursuant to the provisions of the Ontario Heritage Act.

If the City takes any action contrary to this understanding, the Parties acknowledge that this materially alters the consideration for entering into this Agreement and The Developer may terminate the Agreement in whole or in respect to Paragraphs 5 and/or 7 hereof.

- (g) The Agreement shall not be assigned by the Developer without the consent of the City, which consent may not be unreasonably withheld.
 - (h) The Agreement is subject to the fulfillment of all of the following conditions on or before April 3, 1987, provided however that this date may be extended for any or all of the conditions at the mutual consent of the Parties or the conditions may be waived by the Developer:-
 - (i) The lands in Schedule B and parcels A and B of Schedule A shall be zoned in accordance with provisions of zoning category I/S-532 and I/S-532(a)
 - (ii) The City shall have passed a by-law to close York Boulevard South Branch (Merrick Street) as described as Parcel B of Schedule A and shall have entered into an agreement to convey parcels A and B in Schedule A, to The Developer
 - (iii) The City shall have obtained an Order from a Judge to close the laneway described as Parcel A in Schedule F, being a laneway affecting the Parkade lands
 - (iv) The Developer shall have obtained an Agreement to Purchase the Toronto Dominion Bank property described as Parcel C on Schedule B
 - (v) The Developer shall have obtained site plan approval for the overall "Hamilton Eaton Centre" development proposal
 - (ii) That the Mayor and City Clerk be authorized to execute this "Downtown Centre Development Agreement" on behalf of the City.
- (B) (i) That an Agreement entitled Parkade Project Management Agreement be entered into between The Cadillac Fairview Corporation Limited and The Corporation of the City of Hamilton covering the engagement of Cadillac Fairview to provide Project Management services with respect to the construction on City owned lands located along the north limit of York Boulevard between MacNab Street North and James Street North of a municipal parkade.

The Parkade Project Management Agreement includes the following basic recitals:-

- (a) the Project Manager's fee shall be 2% of the cost of the parkade
 - (b) the City's responsibilities shall include approving the design of the parkade, reviewing and approving of the award of the general construction contract, approving of any Change Orders and making timely payments to the Project Manager for the construction thereof
 - (c) the Agreement shall not be assigned by the Project Manager without the consent of the City.
- (ii) That the Mayor and City Clerk be authorized to execute the "Parkade Project Management Agreement" on behalf of the City.
- (C) (i) That a parcel of land known as Part 16, Plan 62R-8518, having a frontage along the northern limit of York Boulevard between MacNab Street North and James Street North and containing 5,382 square feet be leased to The Cadillac Fairview Corporation Limited for the sum of \$1.00 for a period of time commencing approximately March of 1989 and terminating upon the completion of Phase III of the Hamilton Eaton Centre development.

The site will be used for the relocation of the Toronto Dominion Bank which will be displaced temporarily to make way for the new galleria.

The lessee shall be responsible for the payment of all costs related to the occupancy including realty and business taxes.

- (ii) That the City Solicitor be authorized and directed to prepare a lease agreement covering the temporary occupancy of Part 16, Plan 62R-8518 by Cadillac Fairview.

NOTE: Previously forwarded to the Members of City Council were copies of a detailed report dated March 24, 1987 from the Director of Real Estate to the Executive Committee recommending the foregoing and providing background information.

Additional copies of this report along with the two proposed agreements to be entered into can be obtained by contacting the Secretary, Executive Committee or the Director of Real Estate.

- *5. (A) That an Offer to Purchase in the sum of \$518,361.80 for Parts 1, 2, 3, 4 and 5 according to Plan 62R-8518, being Road Allowance lands known as York Boulevard, South Branch, duly executed by The Cadillac Fairview Corporation Limited on March 23, 1987 and scheduled to be closed on the later of July 16, 1987 or 30 days after the passing of the by-law to stop-up, close and sell the herein described road allowance, but in any event not later than August 31, 1987, be approved and completed.

The subject property contains 12,959.07 square feet.

It is understood and agreed that if the said land is within a redevelopment area, the closing of this transaction is conditional upon the approval of the Minister of Municipal Affairs and Housing under the Planning Act, on or before April 3, 1987, provided however that this date may be extended upon the mutual agreement between the Parties. It is also understood and agreed that if the said land is within an urban renewal area, the closing of this transaction is conditional upon the approval of Canada Mortgage and Housing Corporation, on or before April 3, 1987, provided however that this date may be extended upon the mutual agreement between the Parties.

The Purchaser acknowledges that the said lands are subject to various existing unregistered easements in favour of The Regional Municipality of Hamilton-Wentworth, the Vendor and various other suppliers of utility services such as gas, hydro, telephone, sewer and water. It is understood and agreed that these utility easements will continue in full force and effect until the utility services are re-routed and relocated elsewhere as hereinafter provided. It is further understood and agreed that the Vendor, prior to it conveying the lands to the Purchaser, shall first grant formal temporary easements to the beforementioned suppliers of utility services and the Purchaser shall not object to the granting of such temporary easements. It is agreed that such temporary easements shall, by their terms, automatically expire upon the happening of the following events:

- a) the relocation of the utility service from the said lands as hereinafter provided; and
- b) the demolition of the Eaton's Store presently located immediately to the south of Part 1, Plan 62R-8518 and the demolition of the Toronto Dominion Bank building presently located on Part 6, Plan 62R-8518.

*RECORDED VOTE, SEE PAGE 562

It is also understood that T. Eaton Company Limited and/or its subsidiaries ("Eaton's") is also to have a temporary easement across the said lands for the purposes of delivering goods to and from their existing premises lying immediately to the south of Part 1, Plan 62R-8518. It is the mutual intention of the parties hereto that Eaton's shall continue to have the right to pass over the said lands until such time as the existing roadway is dug up or until such time as Eaton's existing premises are closed for business.

The Vendor covenants and undertakes to make arrangements with the said suppliers of utilities for the relocation of such services from the said lands and undertakes to use its best efforts to obtain surrenders of all temporary easements, at the Vendor's expense, except those easements still required in order to provide ongoing service to the Eaton's Store and the Toronto Dominion Bank. The relocation is to be completed during the period commencing May 1st, 1988 and ending October 31st, 1988, and is to be designed and carried out so as to permit continuous supply of services to the existing Eaton's Store and the Toronto Dominion Bank Building until such time as such premises are demolished. Estimates of the costs of such relocation shall be provided by the Vendor to the Purchaser before the relocation is commenced.

The Purchaser shall deliver its certified cheque payable to the Vendor in an amount equal to 50% of the costs incurred by the Vendor in connection with the relocation of the said utility services within ten days of:

- (i) The Vendor delivering to the Purchaser a certificate of the Vendor's engineer confirming that the utility services have been relocated elsewhere, and
- (ii) The Vendor delivering to the Purchaser a statement of the total costs incurred by the Vendor in connection with the relocation of the said services which statement is to be certified as true and correct by a senior official of the Vendor, and
- (iii) Forty-five days following the date of relocation of all utility services as certified by the Vendor's engineer in paragraph "(i)" above, provided that if any liens have been registered pursuant to the Construction Lien Act, 1983 (Ontario), as amended, as a result of the relocation of the said utility services, the Purchaser shall not be obliged to reimburse the Vendor as hereinbefore provided until the Vendor has caused such liens to be vacated from the said lands and the Purchaser shall co-operate with the Vendor in this regard as requested by the Vendor.

For greater certainty, it is understood and agreed that all references in this Agreement to the relocation of utility services is intended to refer to the re-routing and relocation of the supply of those services. It is understood that the existing equipment (including, but not limited to all pipes, conduits, wires, mechanical devices and other fixtures) presently employed to direct and control those services will not be removed from the said lands unless any supplier of a utility service elects to remove its equipment.

Any removal of equipment abandoned by the suppliers of utility services shall be the sole responsibility of the Purchaser.

These covenants by the Vendor and the Purchaser shall not merge on closing but shall continue thereafter in full force and effect.

The completion of the Agreement of Purchase and Sale resulting from the acceptance of this Offer is conditional upon:

- (i) the Vendor passing the necessary by-laws on or before April 3, 1987 to stop-up, close and sell the portion of the road allowance known as York Boulevard, South Branch described in (a) to (f) inclusive, of Schedule A hereto, the Vendor using its best efforts to complete same expeditiously, and the expiry of all appeal rights relating thereto or the dismissal of any appeals;
- (ii) all owners of property abutting the herein described road allowance, namely The T. Eaton Realty Company Limited, The T. Eaton Company Limited, Eaton Properties Limited, The Toronto Dominion Bank, and The Corporation of the City of Hamilton, relinquishing all rights they may be entitled to in purchasing a portion of the above described road allowance before the date for closing. More particularly, The T. Eaton Realty Company Limited must waive its right to purchase the most easterly portion of Part 1, Plan 62R-8518 and described in (a) of Schedule A hereto; The T. Eaton Company Limited and Eaton Properties Limited must waive their right to purchase the most westerly portion of Part 1, Plan 62R-8518 and described in (b) of Schedule A hereto; The Toronto Dominion Bank must waive its right to purchase Part 5, Plan 62R-8518 and described in (f) of Schedule A

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hereto; and The Corporation of the City of Hamilton must waive its right to purchase Part 3 and 4 and described in (d) and (e) of Schedule A hereto;

- (iii) The Corporation of the City of Hamilton accepting an Offer to Purchase from The Cadillac Fairview Corporation Limited for three parcels of land known as Part 7, 8 and 9 according to Plan 62R-8518, the said Offer dated for acceptance by April 3, 1987, and such being completed in accordance with its terms contemporaneously herewith;
- (iv) the Purchaser agreeing, on or before April 3, 1987 or such later date as may be agreed between the Vendor and the Purchaser, to proceed with the proposed development as set forth in the letter dated October 17, 1986 to the Vendor from the Purchaser and The T. Eaton Realty Company Limited (a copy of which is attached hereto as Schedule B);

failing which this Agreement shall be null and void.

- (B) That an Offer to Purchase in the sum of \$36,387.20 for Parts 7, 8 and 9 according to Plan 62R-8518, duly executed by The Cadillac Fairview Corporation Limited on March 24, 1987 and scheduled for closing on July 16, 1987, be approved and completed.

The subject property consists of two triangular parcels of land having a frontage along the southern limit of York Boulevard at James Street North and contains 2,525.28 square feet.

It is understood and agreed that if the said land is within a redevelopment area, the closing of this transaction is conditional upon the approval of the Minister of Municipal Affairs and Housing under the Planning Act, on or before April 3, 1987 provided however that this date may be extended upon the mutual agreement between the Parties. It is also understood and agreed that if the said land is within an urban renewal area, the closing of this transaction is conditional upon the approval of Canada Mortgage and Housing Corporation, on or before April 3, 1987 provided however that this date may be extended upon the mutual agreement between the Parties.

The completion of the Agreement of Purchase and Sale resulting from the acceptance of this Offer is conditional upon:

- (i) The Corporation of the City of Hamilton accepting an Offer to Purchase from The Cadillac Fairview Corporation Limited for the road allowance lands known as Parts 1, 2, 3, 4 and 5 according to Plan 62R-8518, the said Offer dated for acceptance by April 3, 1987, and such being completed in accordance with the terms contemporaneously herewith;
- (ii) The Purchaser agreeing, on or before April 3, 1987 or such later date as may be agreed between the Vendor and the Purchaser, to proceed with the proposed development as set forth in the letter dated October 17, 1986 to the Vendor from the Purchaser and The T. Eaton Realty Company Limited (a copy of which is attached hereto as Schedule A);

failing which this Agreement shall be null and void.

The contract of the purchase and sale arising from the acceptance of the Offer to Purchase Parts 1, 2, 3, 4 and 5 shall be completed contemporaneously with the purchase by the Purchaser of the lands described herein as Parts 7, 8 and 9 inclusive, Plan 62R-8518.

NOTE: On October 28, 1986, in adopting Item 1 of the 23rd Report of the Executive Committee, City Council approved of entering into an Agreement with Cadillac Fairview Shopping Centres and Eaton's on certain terms and conditions which would result in a "Hamilton Eaton Centre" being developed in the downtown core of the City.

One of the terms of the Agreement was that the Developer would purchase from the City certain parcels of land to be included in the development, being road allowance lands known as York Boulevard South Branch or Merrick Street abutting the existing Eaton's Store on the north and two small triangular parcels of land abutting the said road allowance and the Toronto Dominion Bank property on York Boulevard and James Street North. The purchase price of these lands is to be \$554,750.00.

Another term of the Agreement of October 28, 1986 was that the City and Cadillac Fairview would share equally in the actual cost to relocate the services under the York Boulevard, South Branch road allowance to be closed. It is proposed that these services will not be relocated until the period May 1988 - October 1988 to coincide with the phasing of the redevelopment. A multitude of services lie within the street, -- sewers, watermains, hydro plant, and Bell telephone installation. The total estimated cost to relocate the services in 1987 dollars is \$645,000.00. The City therefore would be responsible for \$322,000.00.

As a result of the above, we have obtained two executed Offers to Purchase from The Cadillac Fairview Corporation Limited as follows:-

- (i) An Offer to Purchase Parts 1 - 5 inclusive according to Plan 62R-8518 being road allowance lands and made out in the sum of \$518,361.80.

This Offer to Purchase is conditional upon the passing of the by-law(s) to stop-up, close and sell the herein described road allowance and is scheduled to close on July 16, 1987 which may be extended to not later than August 31, 1987; and conditional upon the approval of Canada Mortgage and Housing Corporation and the Minister of Municipal Affairs and Housing.

- (ii) An Offer to Purchase Parts 7, 8 and 9 according to Plan 62R-8518, being two triangular parcels of land containing 2,525.28 square feet and made out in the sum of \$36,387.20.

This Offer to Purchase is conditional upon the approval of Canada Mortgage and Housing Corporation and the Minister of Municipal Affairs and Housing.

This Offer to Purchase shall be closed no later than August 31, 1987 and contemporaneously with the above mentioned Offer to Purchase the road allowance lands.

The total purchase price of both properties is \$554,750.00, the sum recited in the October 28, 1986 resolution of City Council.

6. (a) That the present bleachers at Brian Timmis Stadium which accommodate 1200 seats be removed and that new aluminum type bleachers be installed at an estimated cost of \$300 000.
- (b) That fencing and ramps be installed in the Ivor Wynne Stadium Complex to allow the use of two (2) additional washrooms by the spectators attending games in the Brian Timmis Stadium at an estimated cost of \$10 000, (there are presently 2 available washrooms).
- (c) That the cost of these improvements at a gross estimated cost of \$310 000 be charged to Account No. 32624-B - Ivor Wynne Stadium Complex.

NOTE: The bleachers in Brian Timmis Stadium with 1200 seats are over 40 years of age, and were being considered for replacement within the next 2 or 3 years. Because of the use of the stadium by pro soccer, and the requirements for additional seating, consideration of replacing these bleachers at an earlier date is a definite advantage. These bleachers are considered to be only in fair condition, and certainly would not withstand additional use by large crowds. Also, they do not meet the present building standards.

The Parks and Recreation Committee approved this Project at its meeting held March 24, 1987.

7. (a) That the Bike Paths Project - Phase 3 and 4 be proceeded with at an estimated cost of \$660 000 as provided for in the 1987 portion of the 1987 - 1991 Capital Budget as Project No. 37388.
- (b) That staff be authorized to make application for appropriate Wintario Grant funding if and when such becomes available for this Project.
- (c) That the City Solicitor be authorized to make application to the Ontario Municipal Board for approval of this Project at an estimated cost of \$660 000 with no eligible subsidies, by the issuance of debentures for a period not to exceed 15 years recoverable from the mill rate levied on all rateable property and further that application be made to the Regional Municipality of Hamilton-Wentworth to issue debentures in the amount of \$660 000 for a term not to exceed 15 years.

03/31/87

NOTE: Phase 3 of the Project is to be located on the East Mountain and will provide connections between Sam Lawrence Park and the Albion Falls area. Phase 4 of the Project is to be located in the Westdale area and will connect Macklin Street (Kay Drage Park) with McMaster University and the Royal Botanical Garden Trails as well as the West Hamilton area south of Main Street West.

The Parks and Recreation Committee approved this Project as its meeting March 24, 1987.

8. (a) That the appropriation for the construction of an independent concrete sidewalk on Upper Paradise Road from Hadeland Avenue to approximately 152m northerly (east side only) as approved by City Council on September 30, 1986 with the adoption of Item 29 of the Sixteenth Report of the Transport and Environment Committee, be increased by \$5 000 from \$16 500 to \$21 500.
- (b) That the City Solicitor be authorized to make application to the Ontario Municipal Board for approval to finance the increased costs, City's Share, from \$7 296.32 to \$12 296.32, by the issuance of additional debentures totalling \$5 000 for a period not to exceed 15 years and further that application be made to the Regional Municipality of Hamilton-Wentworth to issue debentures in the total amount of \$5 000 for a term not to exceed 15 years for this Project.

NOTE: Tenders for this work have now been received and are in excess of the original estimate and it is therefore necessary to increase the City's share of the cost.

The Transport and Environment Committee approved the additional appropriation at its meeting on March 23, 1987.

Respectfully submitted

Mayor R. M. Morrow, Chairman
Executive Committee

J. J. Schatz, Secretary
Executive Committee

1987 March 30, 1987
att.
/dg

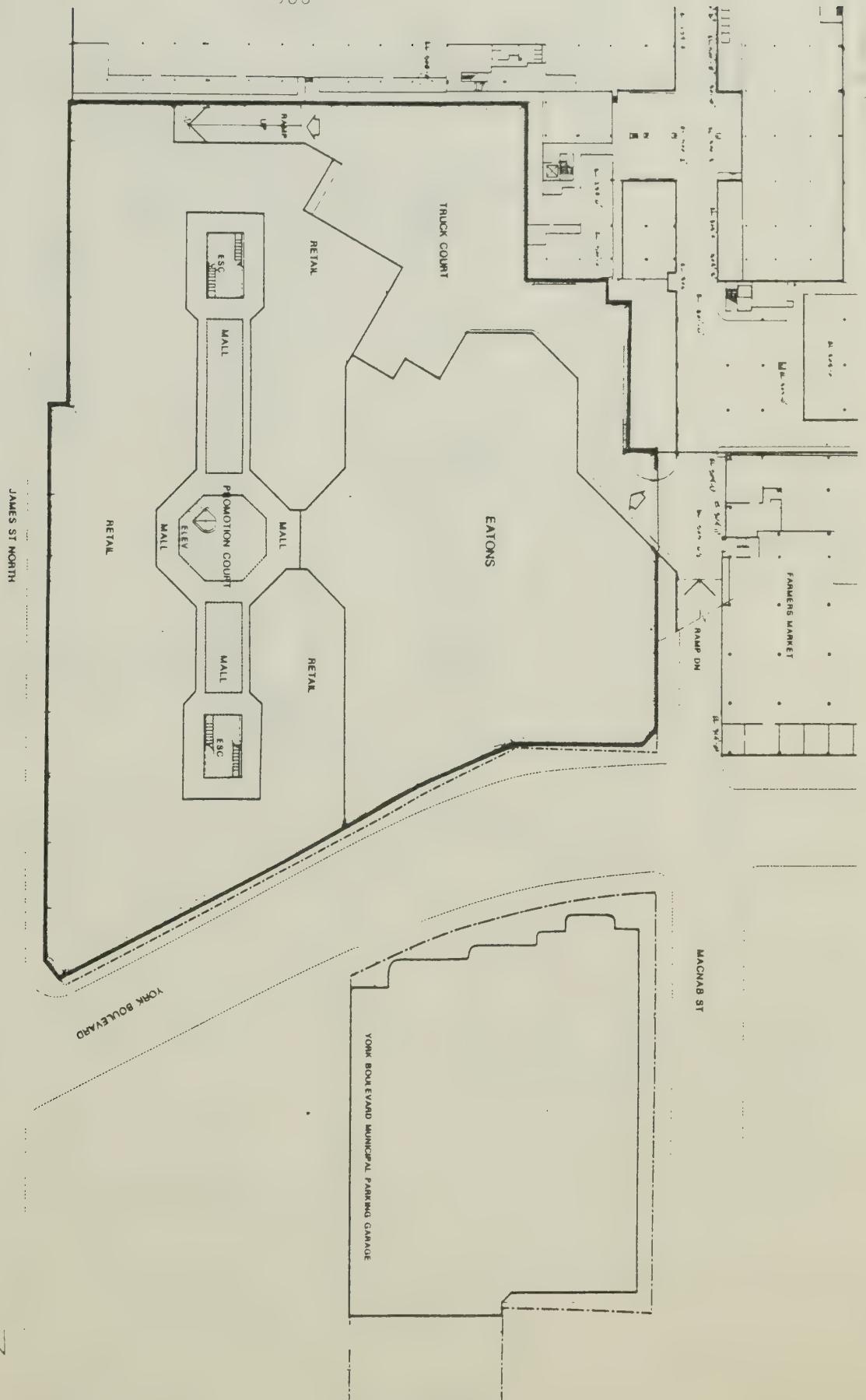
Section 3 of the Eighth Report
THE EXERCISE OF THE RIGHT OF FREE SPEECH

JAMES
STREET

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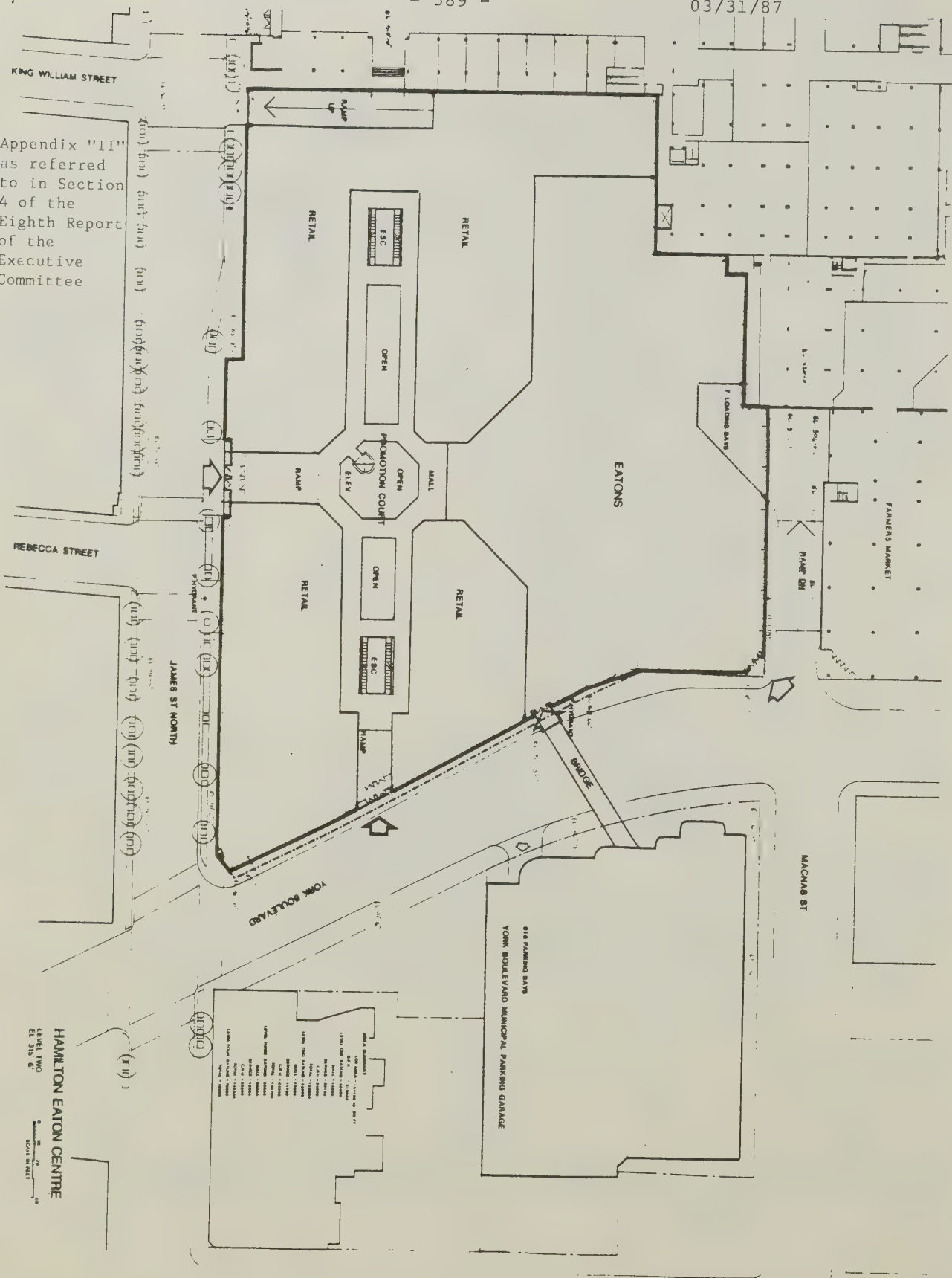
03/31/87
 Appendix "II" is
 referred to in
 Section 4 of the
 Eighth Report of
 the Executive
 Committee

- 588 -



HAMILTON EATON CENTRE
 LEVEL ONE
 EL. 200.0
 SCALE 1/8" = 1'-0"

Appendix "II"
as referred
to in Section
4 of the
Eighth Report
of the
Executive
Committee



HAMILTON EATON CENTRE
LEVEL TWO
E.C. 312.2
SCALE: 1/8" = 1'-0"

03/31/87

- 590 -

KING JAMES STREET

Appendix "II" as referred
to in Section 4 of the
Eighth Report of the
Executive Committee

REBECCA STREET

JAMES ST NORTH

YORK BOULEVARD

EATONS

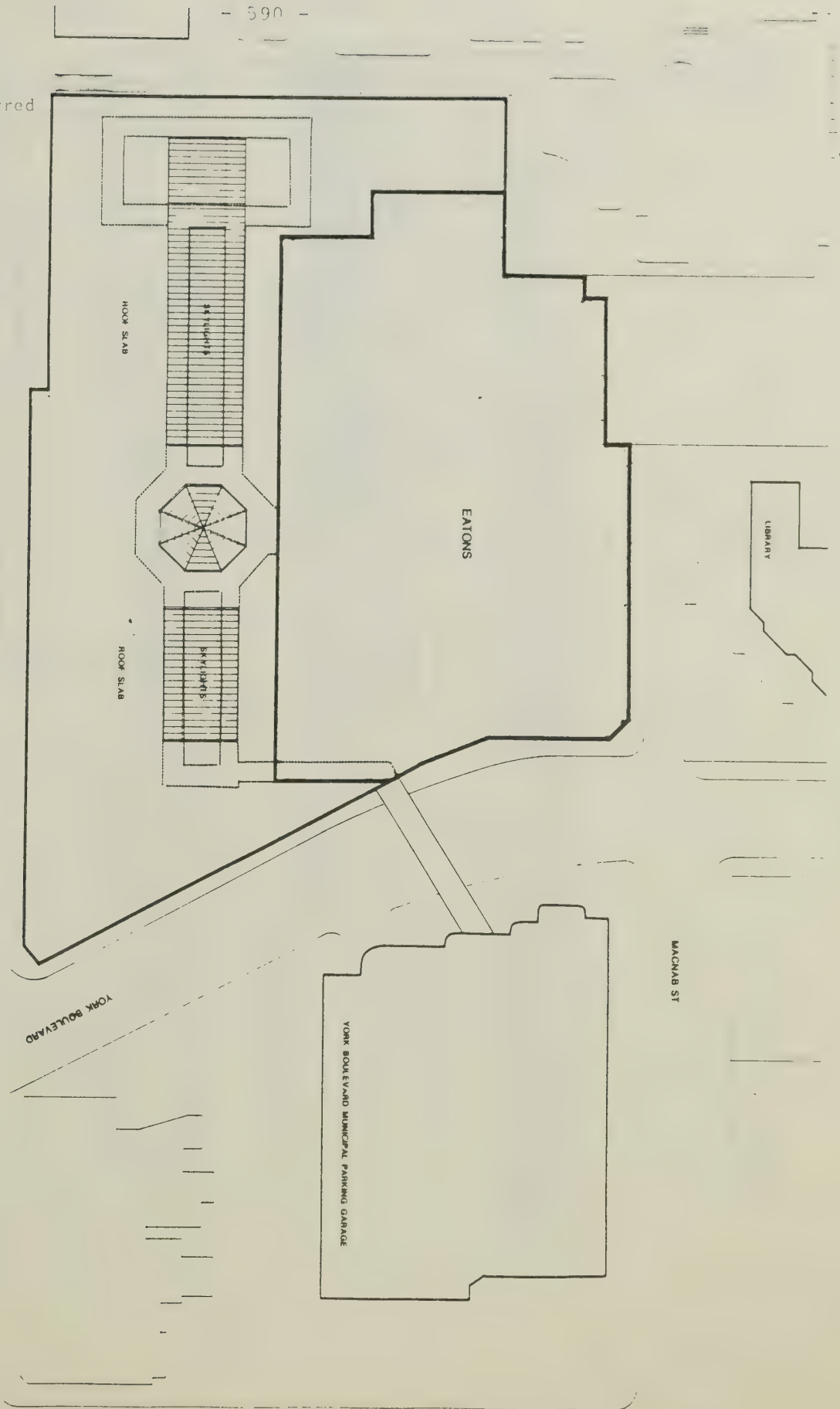
LIBRARY

MACNAB ST

YORK BOULEVARD MUNICIPAL PARKING GARAGE

HAMILTON EATON CENTRE
LEVEL FORM
EL. 348'-0"

Scale: 1" = 20'-0"



KING WILLIAM STREET
Appendix "II" as referred
to in Section 4 of the
Eighth Report of the
Executive Committee

REBECCA STREET

JAMES ST. NORTH

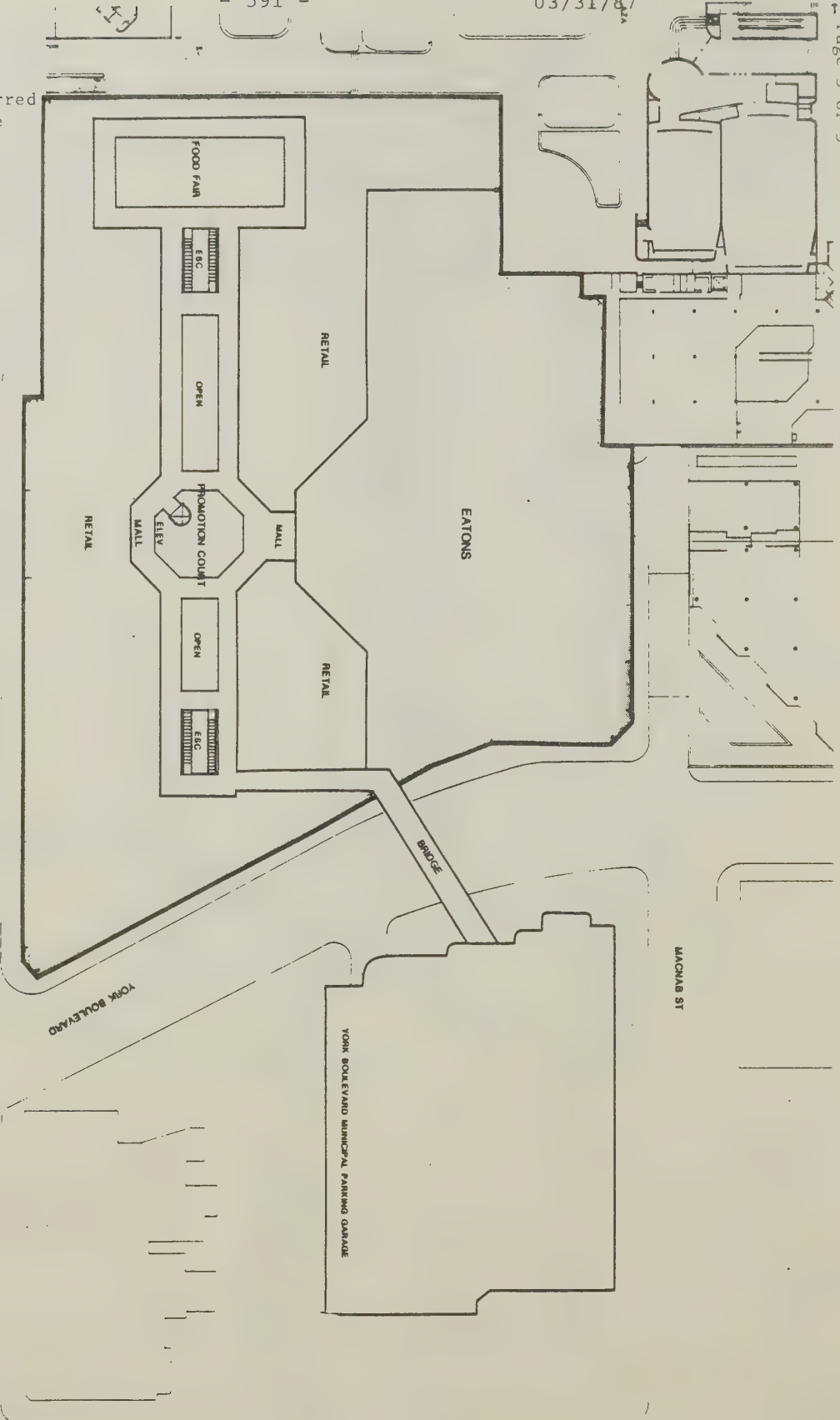
YORK BOULEVARD

BRIDGE

MACNAIS ST

YORK BOULEVARD MUNICIPAL PARKING GARAGE

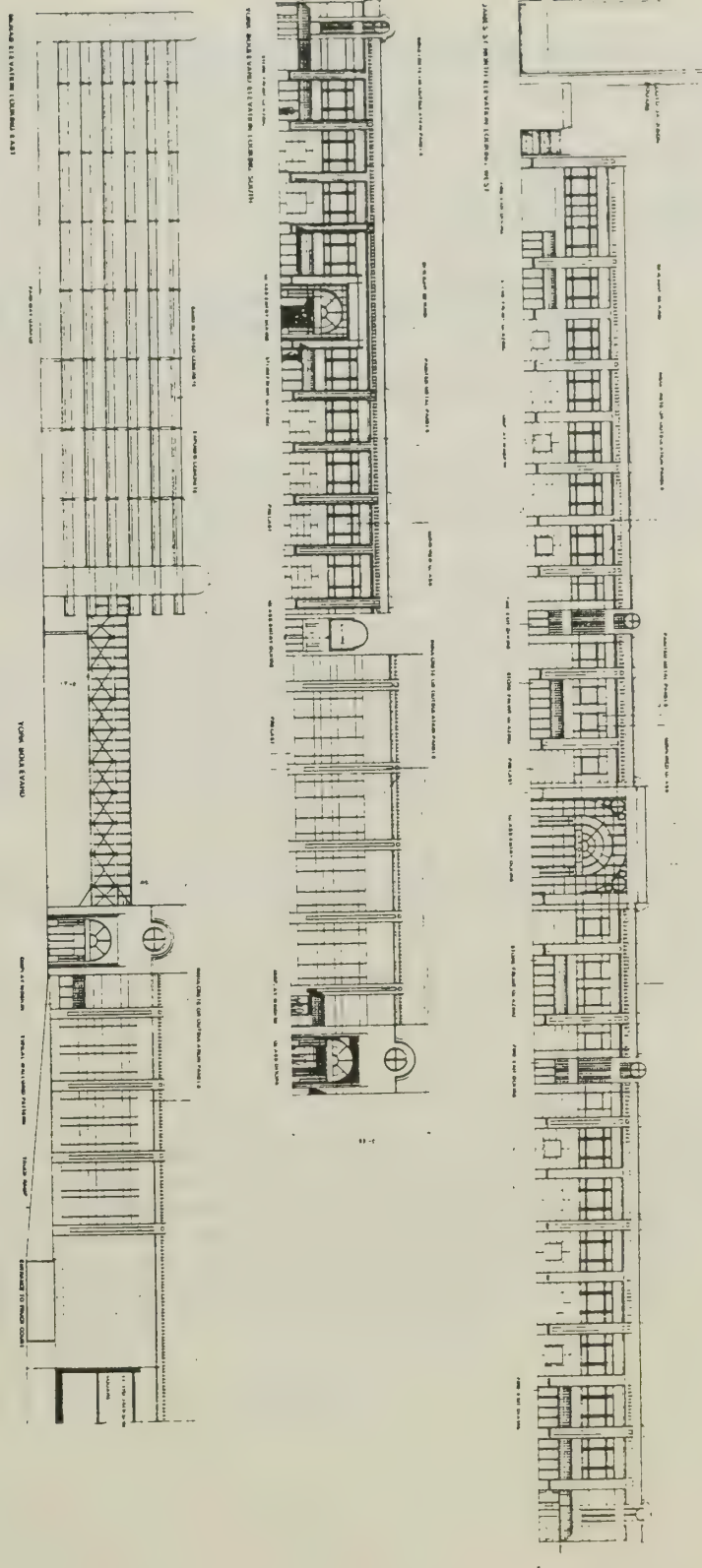
HAMILTON EATON CENTRE
LEVEL THREE
EL. 322' 0"



Appendix "I" as referred to in Section 4 of the Eighth Report of the Executive Committee

HAMILTON EATON CENTRE

ELEVATIONS



REPORT OF THE TRANSPORT AND ENVIRONMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council.

The Transport and Environment Committee presents its **SIXTH** Report for 1987 and respectfully recommends:

1. (a) That a purchase order be issued to Evergreen Sod Farms Ltd., Waterdown, for the supply and/or delivery of approximately 35,000 rolls of #1 Nursery Sod for the Public Works Department, in accordance with specifications issued by the Director of Purchasing and Vendor's tender, as follows:

Delivered - \$0.65 per 0.8 square meter roll
Picked up - 0.52 per 0.8 square meter roll
Federal sales tax included. Provincial sales tax extra at 7%.

NOTE: Lowest of four (4) tenders received. Funds provided in Various accounts

- (b) That a purchase order be issued to Fortran Traffic Systems, Willowdale, for the supply and delivery of approximately seventy (70) non-ferrous metal Adjustable Face Pedestrian Signal Heads at a unit cost of \$222.48, Provincial sales tax extra at 7%, in accordance with specifications issued by the Director of Purchasing and Vendor's tender, at the following prices:

NOTE: Lowest of two (2) tenders received. Funds provided in Stock Signal Material Account #03394-3323.

- *2. (a) That an Offer to Purchase the property along the westerly limit of Upper Wentworth Street, executed by Robert Shelley on behalf of Stonechurch Holdings Limited on March 4, 1987 and scheduled for closing on October 7, 1987 be approved and completed.

The property which is surplus to municipal requirements has a frontage along the westerly limit of Upper Wentworth Street of 10.363 metres (33.9 feet) more or less by a depth of 64.294 metres (210.9 feet). The purchase price of \$15 000 is to be credited to account 0280-02. A \$1 000 deposit is being held by the City Treasurer pending approval of this transaction.

- (b) The completion of this Offer to Purchase is subject to the following conditions being met:
- i. The purchaser and the vender will jointly, at the Vendor's expense, apply for and obtain a rezoning of the subject lands to allow townhouses in R-4 modified. The required rezoning shall include the following:
 1. The passing of a by-law by the municipality to rezone the subject property to allow the above described use;
 2. The passing of the appeal period for the appeal of the said by-law; and
 3. If there is an appeal, the final determination of the appeal upholding a by-law by the municipality to rezone the subject property to allow the above described use.
 - ii. If the required zoning as set out in (i.) above has not been completed by the closing date set out in this Offer to Purchase, then this Offer to Purchase shall be null and void and the deposit shall be returned by the Vendor to the Purchaser without interest, and the Vendor shall not be liable for any damages or costs.
 - iii. The Purchaser acknowledges that, in approving this Offer to Purchase by th City, the City does not fetter the discretion of the City Council to decide whether to pass a by-law to rezone the subject lands, pursuant to the application set out in (i.) above. City Council is under a statutory duty under the Planning Act, 1983 to consider all the factors set out in that Act, in deciding whether to pass a by-law to rezone the subject lands.
3. That the lease with Embassey General Contractors Ltd. for the commercial portion of the property at 1079 Upper James Street be renewed for one year commencing April 1, 1987 at a rental of \$12 753 per year (including realty taxes estimated at \$6 232 for 1987) to be paid in monthly installments of \$1 062.75 due on the first of each month.

NOTE: The lease may be terminated by either party to the agreement by serving 60 days notice in writing.

4. That the Director of Public Works and the Director of Purchasing formulate a reimbursement package with the grader operators to ensure that compensation reflects the inordinately high "start-up" costs and to guarantee that if required, the grader operators are required to reply to a call-out by the City, prior to the winter season of 1987-88.

5. (a) That the "Respiratory Therapy Society of Canada" organization be permitted to display a promotional banner across Main Street West, in front of City Hall, from July 27, 1987 to August 3, 1987, subject to the policy guidelines and conditions approved by Council on October 29, 1985 and September 30, 1986, with the following message:

"Respiratory Therapy Society of Ontario
15th Annual Educational Forum - July 27th-30th, 1987"

(b) That the "Flowers Canada Convention 87" organization be permitted to display a promotional banner across Main Street West, in front of City Hall, from September 14, 1987 to September 21, 1987, subject to the policy guidelines and conditions approved by Council on October 29, 1985 and September 30, 1986, with the following message:

"Welcome to Flowers Canada National Convention 1987"

(c) That the "Hamilton and District Extend-a-Family" organization be permitted to display a promotional banner across Main Street West, in front of City Hall, from September 7, 1987 to September 14, 1987, subject to the policy guidelines and conditions approved by Council on October 29, 1985 and September 30, 1986, with the following message:

"Hamilton and District Extend-A-Family Week
Share a Special Friendship"

6. That the City Solicitor be authorized and directed to prepare By-laws to incorporate the following lands:

(a) Block "AX" (0.30m Reserve) Plan M-187 Shown in Heavy Outline on Regional Municipality of Hamilton-Wentworth Plan RAH-305 Surveys into Rexford Drive.

(b) Blocks 38 and 39 Plan 62M-480 into Cherryridge Close as shown on Regional Municipality of Hamilton-Wentworth Plan RA-H-317.

(c) Block "F", Plan M-259 and Block 9, Plan 62M-412 into Leggett Crescent as shown on Regional Municipality of Hamilton-Wentworth Plan RA-H-375 Surveys.

- (d) Block "24" (Ø.30m Reserve) Plan 62M-492 into Guildwood Drive as shown on Regional Municipality of Hamilton-Wentworth Plan RA-H-376.
 - (e) Part 2, Plan 62R-8432 into the street allowance for Nash Road.
 - (f) Part of Part 3, Plan 62R-5842 (Ø.30m strip of land) into Kingfisher Drive as shown on Regional Municipality of Hamilton-Wentworth Plan RA-H-378 Surveys.
 - (g) A portion of Block "F", plan M-279 shown and designated as Part 1, on Regional Municipality of Hamilton-Wentworth Plan RAH-361 Surveys.
7. (a) That the engineering schedules for the estimated cost of services in "Wellington Chase - Phase 1, Stage 2", approved by the Commissioner of Engineering, be adopted for inclusion in the proposed Subdivision Agreement; and
- (b) That the City's share of the cost of services for this development (\$80 718.11) be charged to the Reserve for Services Through Unsubdivided Lands, Account No. 0280-12;

<u>TYPE OF WORK</u>	<u>AMOUNT TO BE FINANCED</u>
Sewers	\$19 974.00
Watermains	8 751.00
Street Lighting	1 655.00
Curbs and Sidewalks	11 441.25
Catch Basins & Connections	2 825.00
Dead End Barricades	452.00
Final Roads	<u>35 619.86</u>
TOTAL	\$80 718.11

- (c) That the approval of the above clauses be subject to the condition that no work be commenced until the Final Survey Plan and the Subdivision Agreement have been registered; and
- (d) In the event that the Subdivider wishes to proceed prior to the registration of the Plan of Subdivision, he should be permitted to do so at his own risk, provided that he enter into a Standard Agreement for Pre-Servicing.
- (e) That the Final Plan of subdivision for "Wellington Chase - Phase 1, Stage 2" not be released for registration until the Final Plan of subdivision for "Wellington Chase - Phase 1, Stage 1" has been registered.

NOTE: Clause 4(1)(b) of the First Report of the Planning and Development Committee, as adopted by City Council, at its meeting held on 1987 January 13, recommended that a Subdivision Agreement be entered into between the City of Hamilton and the owners of the lands to be subdivided. The present owner of these lands is Wellington Chase Inc. (William Sinclair, President).

8. (a) That the engineering schedules for the estimated cost of services in "Strawberry Hill Addition", approved by the Commissioner of Engineering, be adopted for inclusion in the proposed Subdivision Agreement; and
- (b) That the City's share of the cost of services for this development (\$37 299) be charged to the Reserve for Services Through Unsubdivided Lands, Account No. 0280-12;

<u>TYPE OF WORK</u>	<u>AMOUNT TO BE FINANCED</u>
Street Lighting	\$ 2 250.00
Curbs and Sidewalks	6 541.00
Catch Basins & Connections	5 688.00
Final Roads	<u>22 750.00</u>
TOTAL	\$37 229.00

- (c) That the approval of the above clauses be subject to the condition that no work be commenced until the Final Survey Plan and the Subdivision Agreement have been registered; and
- (d) In the event that the Subdivider wishes to proceed prior to the registration of the Plan of Subdivision, he should be permitted to do so at his own risk, provided that he enter into a Standard Agreement for Pre-Servicing.

NOTE: Clause 10(2) of the Sixteenth Report of the Planning and Development Committee, as adopted by City Council, at its meeting held on 1986 August 26, recommended that a Subdivision Agreement be entered into between the City of Hamilton and the owners of the lands to be subdivided. The present owner of these lands is Glen Park Homes.

9. (a) That the engineering schedules for the estimated cost of services in "DiCenzo Gardens - Phase 1", approved by the Commissioner of Engineering, be adopted for inclusion in the proposed Subdivision Agreement; and
- (b) That the City's share of the cost of services for this development (\$18 807) be charged to the Reserve for Services Through Unsubdivided Lands, Account No. 0280-12;

<u>TYPE OF WORK</u>	<u>AMOUNT TO BE FINANCED</u>
Final Roads	\$18 807
TOTAL	\$18 807

- (c) That the approval of the above clauses be subject to the condition that no work be commenced until the Final Survey Plan and the Subdivision Agreement have been registered; and
- (d) In the event that the Subdivider wishes to proceed prior to the registration of the Plan of Subdivision, he should be permitted to do so at his own risk, provided that he enter into a Standard Agreement for Pre-Servicing.

NOTE: Clause 10B(b) of the Fifteenth Report of the Planning and Development Committee, as adopted by City Council, at its meeting held on 1986 July 22, recommended that a Subdivision Agreement be entered into between the City of Hamilton and the owners of the lands to be subdivided. The present owner of these lands is DiCenzo Construction Company Limited.

10. That the application of Jay E. Peart, Solicitor, on behalf of the present owner(s) of 357/377 Main Street East, the estate of John F. Gibson, to retain the following inadvertent encroachment on Emerald Street South, consisting of an overhead aluminum canopy, 0.46 m by 2.80 m by 2.44 m above the sidewalk, be approved during the pleasure of City Council, provided:
 - (a) That the owner(s) enter into an agreement satisfactory to the City Solicitor to indemnify and save the City harmless from all actions, causes of action, interest, claims, demands, costs, damages, expenses and loss.
 - (b) That a first year fee of \$46, and subsequent annual fee of \$20 be set for this privilege.
 - (c) That the Mayor, City Clerk and City Treasurer be authorized to sign and execute all necessary documents to implement this agreement.
11. That the application of Richard J. Frost, Solicitor, on behalf of the present owner(s) of 29, 31 and 33 Madison Avenue, Larry Hodgins, to retain the following inadvertent encroachments consisting of:

- i. 29 Madison Avenue
- concrete porch and wrought iron railing, 0.06m by 2.3m
- ii. 31 Madison Avenue
- concrete porch and wrought iron railing, 0.06m by 2.3m
- iii. 33 Madison Avenue
- concrete porch and wrought iron railing, 0.06m by 2.3m

be approved, during the pleasure of City Council provided:

- (a) That the owner(s) enter into an agreement satisfactory to the City Solicitor to indemnify and save the City harmless from all actions, causes of action, interest, claims, demands, costs, damages, expenses and loss.
 - (b) That a first year fee of \$125, and subsequent annual fee of \$20 be set for this privilege.
 - (c) That the Mayor, City Clerk and City Treasurer be authorized to sign and execute all necessary documents to implement this agreement.
12. That the application of Randall E. Walker, Solicitor, on behalf of the present owner(s) of 399 Mary Street, Rosann McCarville, Nicholas Christopher Scime, Ann Marie Scime and Anthony Mark Scime, or in the event that the sale of the above property is concluded prior to registration of the encroachment agreement, Antonio Silva and Elia Silva, the purchasers of the said property, to retain the following inadvertent encroachments, consisting of a wood verandah, steps, pillars and porch overhand, 1.32m by 2.44m, be approved, during the pleasure of City Council, provided:
- (a) That the owner(s) enter into an agreement satisfactory to the City Solicitor to indemnify and save the City harmless from all actions, causes of action, interest, claims, demands, costs, damages, expenses and loss.
 - (b) That a first year fee of \$125, and subsequent annual fee of \$20 be set for this privilege.
 - (c) That the Mayor, City Clerk and City Treasurer be authorized to sign and execute all necessary documents to implement this agreement.

13. That the application of Michael M. Mihailovich, Solicitor on behalf of the present owner(s) of 26 William Street, Urban Native Homes Incorporated, to retain the following inadvertent encroachment, consisting of concrete steps, 0.45m by 1.31m be approved during the pleasure of City Council, provided:
 - (a) That the owner(s) enter into an agreement satisfactory to the City Solicitor to indemnify and save the City harmless from all actions, causes of action, interest, claims, demands, costs, damages, expenses and loss.
 - (b) That a first year fee of \$125, and subsequent annual fee of \$20 be set for this privilege.
 - (c) That the Mayor, City Clerk and City Treasurer be authorized to sign and execute all necessary documents to implement this agreement.
14. That the application of Ronald M. Coombs, Solicitor on behalf of the present owner(s) of 98 Melvin Avenue, Parshotam Dhunna, to retain the following inadvertent encroachment, on Julian Avenue, consisting of a 1.5 storey brick building, 0.59m by 11.6m, be approved during the pleasure of City Council, provided:
 - (a) That the owner(s) enter into an agreement satisfactory to the City Solicitor to indemnify and save the City harmless from all actions, causes of action, interest, claims, demands, costs, damages, expenses and loss.
 - (b) That a first year fee of \$125, and subsequent annual fee of \$20 be set for this privilege.
 - (c) That the Mayor, City Clerk and City Treasurer be authorized to sign and execute all necessary documents to implement this agreement.
15. That the application of Cannelo Scime, present owner of 108 Murray Street East, to retain the following inadvertent encroachments consisting of, concrete verandah, steps, aluminum overhang and wrought iron railing, 3.9m by 2.44m, be approved during the pleasure of City Council, provided:

- (a) That the owner(s) enter into an agreement satisfactory to the City Solicitor to indemnify and save the City harmless from all actions, causes of action, interest, claims, demands, costs, damages, expenses and loss.
 - (b) That a first year fee of \$125, and subsequent annual fee of \$20 be set for this privilege.
 - (c) That the Mayor, City Clerk and City Treasurer be authorized to sign and execute all necessary documents to implement this agreement.
16. (a) That the Director of Public Works be authorized and directed to repair the approaches at 4, 12, 15, 16, 20, 23, 24, 27, 28, 31, 35, 36, 39 and 40 Maynard at an estimated cost of \$5 880.
- (b) That an additional amount of \$4 120 be provided to handle other complaints including Brookstream Court, concerning old standard design approaches.
- (c) That the total cost of \$10 000 required to finance this project be charged to the 1987 Reconstruction Program.
17. **Whereas**, provision was made in the development of 63-95 Fonthill Road to provide service to 648 Upper Paradise Road,
- Whereas**, Council and Planning Committee have approved the development of 648 Upper Paradise Road, and
- Whereas**, to take advantage of the original provision in keeping with the original intent the City rights should be transferred, it is now recommended that:
- (a) The Clerk and Mayor be authorized to execute an assignment of the City's interest in an agreement dated July 6, 1978, registered as instrument #75689 L.T. between Adisco Ltd. and the City, to 480748 Ontario Limited, providing:
 - i. the agreements are prepared to the satisfaction of the City Solicitor;
 - ii. the agreement is to be in favour of 648 Upper Paradise Road;
 - iii. the assignment only deals with underground rights to pipes, on Part 1 of 62R-4165; and
 - iv. the surface (access rights) and rights over Part 2 of 62R-4165 be discharged, and not assigned.

18. (a) That the reconstruction and repair of the sidewalks on both sides of Mohawk Road from approximately 165 m west of Upper Paradise Road to Neyer Street and on both sides of Upper Paradise Road from Sanatorium Road to approximately 200m southerly at an estimated cost of \$165 000 and \$5 000 respectively be included in the 1987 Reconstruction Program.
- (b) That the Commissioner of Engineering be authorized and directed to undertake this work on behalf of the City of Hamilton.
19. (a) That the City Solicitor be authorized and directed to make an application to a County Court Judge under Section 82 of the Registry Act R.S.O. 1980, for an order to stop-up and close the "First alley south of Main Street, from Balmoral Avenue to Grosvenor Avenue";
- (b) That the City Solicitor be authorized and directed to prepare and register the necessary deeds in favour of the abutting owners under Section 57 of the Surveys Act, R.S.O. 1980;
- (c) That the Commissioner of Engineering be authorized to sign an affidavit setting out that no public funds have been expended on the alley to be closed;
- (d) That documentation regarding the application to the County Court Judge be prepared by the applicant, to the satisfaction of the City Solicitor and that the applicant be responsible for all fees payable in County Court;
- (e) That the Applicant register a reference plan under the Registry Act, said plan to be prepared by an Ontario Land Surveyor, to the satisfaction of the Regional Surveyor, and to delineate the manner in which the closed portion is to be distributed among the abutting owners, and that the applicant deposit a reproducible copy of said plan, with the Regional Surveyor.
- (f) That the abutting owners provide a 2 m easement to Bell Canada, with respect to their underground or aerial plant.
- (g) That the Commissioner of Transportation be authorized to make application to the Regional Municipality of Hamilton-Wentworth, for approval for the proposed closing pursuant to Section 48 of the Regional Municipality of Hamilton-Wentworth Act.

20. That approval be given to the request by the Organizing Committee of the 2nd Annual Anstel Light Hamilton Marathon to temporarily close the most northerly traffic lane of Burlington Street East adjacent to Eastwood Park from May 6 - May 10, 1987 for the purpose of constructing a start/finish line area and in order to erect the finish line scaffolding, safety and crowd control barricades and news media platforms.
21. (a) That stopping be prohibited on the north side of Dunsmure Road between Tuxedo Avenue North and a point 73 feet easterly therefrom; and
- (b) That City Traffic By-law 66-100 be amended accordingly.
22. (a) That the existing "No Parking" regulation on the west side of San Remo Drive between San Francisco Avenue and a point 90 feet southerly be shortened, such that the prohibition extends to a point 50 feet south of San Francisco Avenue; and
- (b) That City Traffic By-law 66-100 be amended accordingly.
23. (a) That a permit parking regulation be implemented on the east side of Hess Street North between Mill Street and Harriet Street; and
- (b) That the Director of Traffic Services be authorized to issue one parking permit, upon request, to one resident of each of the nine residential properties abutting the block, and any additional permits (to a maximum of nine) on a first come first served basis; and
- (c) That City Traffic By-law 66-100 be amended accordingly.
24. (a) That parking be restored to the south and east side of Kingsway Drive between Arkledun Avenue and a point 178 feet east of John Street South; and
- (b) That a "Two Hour Parking Time Limit, 8:00 a.m. to 6:00 p.m., Monday to Friday" regulation be implemented on the south and east side of Kingsway Drive between John Street South and Arkledun Avenue; and
- (c) That City Traffic By-law 66-100 be amended accordingly.

25. (a) That the existing "One Hour Parking Time Limit" regulation on the north side of Sheaffe Street between Bay Street North and a point 110 feet easterly be rescinded on a trial basis, and
 - (b) That a "One Hour Parking Time Limit" regulation to be in effect 24 hours a day, seven days a week be implemented on the south side of Sheaffe Street commencing at Park Street and extending to a point 115 feet westerly therefrom; and
 - (m) That City Traffic By-law 66-100 be amended accordingly.
26. (a) That a "No Parking, 8:00 a.m. to 5:00 p.m., Monday to Friday" regulation be implemented on the east side of Hess Street North commencing at Barton Street and extending to a point 74 feet southerly therefrom; and
 - (b) That City Traffic By-law 66-100 be amended accordingly.
27. That the By-law entry authorizing a permit parking regulation on both sides of Caroline Street North between Windsor Street and the southerly end be rescinded.
28. (a) That a permit parking regulation be implemented on the east side of Park Street North between Sheaffe Street and Mulberry Street; and
 - (b) That the Director of Traffic Services be authorized to issue one parking permit, upon request, to one resident of each of the nine one, two, or three family dwellings abutting the block, and any additional permits (to a maximum of eleven) on a first come first served basis;
 - (c) That City Traffic By-law 66-100 be amended accordingly.
29. That the Traffic Department be directed to not re-erect the "No Parking, 12:00 Midnight to 7:00 a.m." signs on Krafty Court, until the Ward Aldermen determine whether or not a majority of the abutting residents are still in favour of the regulation.
30. (a) That the existing "Alternate Side Parking" regulation on Ravenbury Drive between Rondeau Street and the 90 degree turn in the roadway west of Rama Court be rescinded; and
 - (b) That City Traffic By-law 66-100 be amended accordingly.

31. (a) That the Traffic By-law entry authorizing a stop sign for westbound traffic on Endfield Avenue at Brentwood Drive be rescinded; and
(b) That City Traffic By-law 66-100 be amended accordingly.
32. (a) That in accordance with the request by the Hamilton Street Railway Company, the following bus stop relocation be approved:
Delaware - Main West Route
Westbound - Delete - Hunter at Wellington (F/S)
- Add - Hunter at Spring
(b) That City Traffic By-law 66-100 be amended accordingly.
33. (a) That a parking prohibition be implemented on the east side of Strathcona Avenue North, commencing at a point 191 feet north of Florence Street and extending to a point 79 feet northerly therefrom; and
(b) That City Traffic By-law 66-100 be amended accordingly.
34. (a) That approval be given to the request for a reserved permit parking regulation on the east side of East 19th Street in front of the residential property at No. 17 East 19th Street on a six month trial basis.
(b) That City Traffic By-law 66-100 be amended accordingly.
35. That the application by Mr. Emilio Pitoscia to lease a portion of the boulevard of Reid Avenue South adjacent to No. 354 Queenston Road be approved, provided that:
 - (a) That the applicant pay the annual fee in accordance with the fee structure approved by the City Council on 1986 March 25 (current rate is \$100.00 per year), plus taxes, if any, in addition to the \$10 annual encroachment insurance charge approved by City Council on 1984 February 14.
 - (b) That the owner pays a one time \$25 registration fee, as approved by the City Council on 1986 January 14.
 - (c) That the owner complies with the requirements as set out in the policy approved by City Council on 1975 June 24, respecting using a portion of the road allowance for parking purposes.

- (d) That the driveway approaches, parking area and other structures, approved by the Director of Traffic Services, be constructed and maintained at the owner's expense.
 - (e) That the owner executes an agreement, satisfactory to the City Solicitor to indemnify and save the City harmless from all actions, causes of action, interest, claims, demands, costs, damages, expenses and loss.
36. (a) That four-way stop control be implemented at the intersection of Barons Avenue South and Normandy Road.
- (b) That City Traffic By-law 66-100 be amended accordingly.
37. That the Chairman or his nominee be authorized to attend the Dangerous Goods and Hazardous Waste Management Conference to be held in the City of Toronto, May 12 - 14, 1987.
38. That leave be granted to introduce the following bills:
- (a) B-15 By-law to reconstruct a portion of Ferguson Avenue and Imperial Street in accordance with the 1987 Reconstruction/Resurfacing Program.
 - (b) B-16 By-law to close and sell York Boulevard, south branch, Parts 1, 2, 3, 4 and 5, Plan 62R-8518
 - (c) B-17 By-law to amend By-law 66-100 to Regulate Traffic.
 - (d) B-18 By-law to amend By-law 66-100 to Regulate Traffic.

RESPECTFULLY SUBMITTED,

ALDERMAN H. MERLING, CHAIRMAN
TRANSPORT AND ENVIRONMENT COMMITTEE

John Thompson,
Acting Secretary

1987 March 23

REPORT OF THE PARKS AND RECREATION COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Parks and Recreation Committee presents its **Seventh** Report for 1987 and respectfully recommends:

1. (a) That a contract be awarded to **Moffat, Kinoshita Associates Incorporated, Hamilton** in an amount not to exceed \$15 000 to provide Consultant Services for an Aquatic Feasibility Study, in accordance with specifications issued by the Director of Purchasing and Vendor's Proposal.

- (b) That an agreement satisfactory to the City Solicitor be entered into between the City and the successful bidder.

Note: For the information of the members of City Council this was the only proposal submitted. Funding of \$7 500 is provided for Consultant Fees in Major Aquatic Centre Account #0367-0156. The remaining \$7 500 will be financed by the Ministry of Tourism and Recreation.

2. That a purchase order be issued to **Demik Construction Limited, Hamilton** in the amount of \$25 715.57 to supply and install Water Meter Chambers, Phase V, Mohawk Sports Park in accordance with specifications issued by the Regional Municipality of Hamilton-Wentworth.

Note: For the information of the members of City Council, funds are provided for in Works in Progress Account #0364-9819.

3. That \$25 000 be approved for the continued Consulting Services of **Berridge Lewinberg Associates, Toronto** to assist in the co-ordination of the Waterfront Master Plan.

Note: For the information of the members of City Council, Berridge Lewinberg Associates have assumed increased responsibility in the co-ordination of the Waterfront Project during the absence of the Project Co-ordinator presently on Maternity Leave. With the recent departure of the City Architect, the firm has continued this responsibility in order to maintain the continuity of the project and have, as of the end of 1987 January, depleted the approved budget allocation.

It is anticipated that their assistance will be required for the next several months during the upcoming Environmental Assessment Review, Crystal Palace Design Competition, Development Corporation Investigations, funding initiatives and refinements and revisions of the Master Plan for eventual implementation.

There are sufficient funds available in Account #0408-G4628 - Consultant Services.

4. (a) That approval be given to lease the lands and facilities at Globe Park as shown on Schedule "A" attached for recreational purposes from the Ministry of the Environment, all of Parts 4 and 5 on Plan 62R-8595, and from the Regional Municipality of Hamilton-Wentworth, all of Parts 2, 3, 6, 7 and 8 on Plan 62R-8595.

The facilities include:

- (i) Seven (7) Baseball Diamonds
- (ii) One (1) Lighted Tennis Facility and Club House
- (iii) Two (2) Picnic Areas
- (iv) One (1) Metal Storage Garage for Maintenance Equipment

An allowance is to be made in the lease for the possible future addition of lights on one or more baseball diamonds and installation of two small soccer pitches.

The annual rent is \$1 plus taxes and the lease can be terminated by either party upon receipt of a nine month notice in writing.

- (b) That the City Solicitor be directed to finalize the necessary agreements with the Ministry of Environment and the Region.

Note: For the information of City Council, City Council recommended that the Region be requested to permit the City either through lease or agreement to use the facilities (the former Dofasco recreation facilities in Globe Park) as part of the City's recreational programme. A recent survey reveals that some of the land to be leased is owned by the Ministry of the Environment. The limits of the land to be leased from the Region and the Ministry of the Environment have now been defined and we are requesting approval to finalize lease agreements.

5. That permission be granted to Mr. F. E. Wigle, Solicitor for Rymal Developments (1986) to apply on behalf of The Corporation of the City of Hamilton to put Part 1 according to Plan Y-20594, as shown on Schedule "B" attached, prepared by MacKay, MacKay and Peters Limited, being part of Lot 28, Concession 2, in the former Township of Saltfleet, lying in the vicinity of King Street East and Greenhill Avenue, into the Land Titles System.

Note: For the information of the members of City Council, Rymal Development (1986) are proceeding with plans to register a residential subdivision known as Nash Orchard Heights West. Included in the proposed plan of subdivision will be land currently owned by the City of Hamilton and designated park and open space.

The City owned lands, triangular in shape and containing an area of approximately 63m² (678 square feet) will be required in the near future by the developer in order to complete two lots in the proposed subdivision.

In the meantime, Rymal Developments (1986) must apply to place their lands and the City's within the Land Titles System. This process is rather time consuming and in order to expedite the plan of subdivision, the solicitor for Rymal Developments (1986) is requesting the City's permission to include the City's lands in their said application.

6. That the Director of Public Works and Commissioner of Engineering be authorized to proceed with the necessary purchasing of materials and the construction necessary to build the floral clock in front of City Hall at a total estimated cost of \$33 500.

Note: For the information of the members of City Council, the City Hall floral clock was made possible by a \$25 000 contribution from the Geritol Follies. The remaining \$8 500 will be made available from normal operating accounts. Pedestrian view of the floral clock is shown on Schedule "C" attached.

7. (a) That a Park and Playground Study be carried out in 1987 through the use of students, for the following:
 - (i) to obtain a specific inventory of facilities and equipment in Parks and Playgrounds.
 - (ii) to provide a qualitative assessment and analysis of those facilities.
 - (iii) to recommend catchment areas and development priorities for Parks and Playgrounds.
- (b) That the Study be financed from the 5% Parks Dedication Fund (0280-11) to an estimated cost of \$17 100.00 and
- (c) That staff be authorized to make applications to Federal and/or Provincial Employment Grant Programs to offset some of the costs for this study.

Note: For the information of the members of City Council, a study carried out by the students in 1986 provided a detailed inventory of parkland in each ward as well as an inventory of playground locations. The result and charts indicating neighbourhood shortages of playlot equipment were used to recommend development priorities for the 1987 budget submission.

It is proposed that the 1987 study build on the previous study and recommend standards and priorities for development.

This project is supported and recommended by the Parks Development Staff Advisory Committee and will be supervised by a steering committee consisting of Russ Nutley of the Parks Division, Doug Farquhar of the Culture and Recreation Department and David Godley of the Planning Department.

The estimated budget will include wages and benefit for three planning and/or landscape architect students for eighteen weeks, and costs for appropriate maps, materials and equipment.

8. That permission be granted to the Hamilton and District Boy Scouts and Girl Guides to use barbeques and stoves in conjunction with their Field Day to be held at Gage Park on Saturday, 1987 May 30, from 10:30 a.m. to 3:00 p.m., in an area approved for such purposes.
9. (a) That approval, in principle, be given to the use of the city-owned property at 53 Lake Avenue as a Seniors Drop-In Centre.
- (b) That application be made to the Planning and Development Committee for re-zoning of the property (AA) to permit such use.
- (c) That appropriate staff meet to determine the costs of repairs and upgrading required to meet necessary standards for public use.
- (d) That staff investigate the requirement of the Ministry for eligibility of same as an Elderly Persons Centre for capital and operating funds.
- (e) That a further report containing the above information be submitted for further consideration.
10. That fireworks displays be held as part of the celebrations for Victoria Day, May 18th, and Canada Day, July 1st, to be launched from Mountain Brow Park with vantage point and other entertainment promoted at Gage Park. Rain-out dates to be Fit Day, May 27th, and Waterfront Celebrations, August 23.
11. That approval be given to expend and transfer \$23 500 from the 5% Dedication Fund (0280-11) for the following projects in accordance with the revised policy, with respect to playlot equipment approved by City Council on 1986 October 28.

	<u>To Account</u>	<u>Amount</u>	<u>Project</u>
(a)	0411-X4-5017	\$ 4 000	Montgomery Park
(b)	0411-X4-5112	\$ 5 000	Myrtle Park
(c)	0411-X4-5457	\$ 4 500	Mountain Brow Park
(d)	0411-X4-5182	\$ 5 000	Stinson Street School
(e)	0411-X4-5187	\$ 5 000	Stinson Street School
	TOTAL	\$23 500	

Note: For the information of the members of City Council, the transfers for the Montgomery Park and Mountain Brow Park are to match those funds donated by two Legion Branches and are in accordance with the policy.

The transfers for the Stinson Street School Project are to provide the basic \$5 000 contribution by the City and the \$5 000 to match the community contribution.

The transfer for the Myrtle Park project is to provide the basic contribution by the City. This park contains only one set of four swings.

12. That there be an extra fee of \$15 per two week session for children attending the Senior Day Camp Program, which operated out of Rosedale Arena last year, who wish bus pick-up at the four base day camp locations.

Note: For the information of the members of City Council, the registration fee is presently \$35 per week.

This bus arrangement would allow a camper to be picked up at one of four locations throughout the City rather than having to go directly to senior day camp.

13. That the request by the Hamilton Folk Arts Heritage Council to include small Kiddie Rides in conjunction with their annual Festival in Gage Park be approved, in principle, and be subject to the following terms and conditions:

- (a) That same be located in a portion of the paved parking area to the rear of the bowling green, the number, type and location to be approved prior to the event.
- (b) That \$1 000 000 Public Liability Insurance be provided specifically for this program, naming the City as insured.
- (c) That the hours of operation be restricted to 12:00 noon to 8:00 p.m.
- (d) That the area of the rides be adequately fenced.

Note: For the information of the members of City Council, the location being recommended for the Kiddie Rides will not jeopardize the grass area of the park, nor will the "almost silent" generator required for the rides create a noise nuisance to neighbouring residents.

The number and types of rides, a description of which were submitted to the Department and reviewed with Parks staff, will require prior approval.

The applicant requires approval, in principle, at this time in order to pursue arrangements.

The application for use of Gage Park for the Festival is being reviewed with respect to terms and conditions, and the recommendation will include a requirement for prior approval of the entertainment scheduled during the course of the Festival.

14. That in keeping with the intent of Council to assist in the promotion of the Tiger Cat Football Club, permission be granted to host a Tiger Cat Golf Tournament at the King's Forest Golf Course, on May 15th, commencing at 9:00 a.m.

Note: For the information of the members of City Council, similar approval was granted last year, at the request of the Tiger Cat Liaison Committee.

It is intended that this event will attract about 60 competitors, and will promote both the Tiger Cat Football Club, and Hamilton's own King's Forest Golf Course facility.

15. That admission fees be waived to all Historic Sites as part of a good-will programme to promote Hospitality Week.

Note: For the information of the members of City Council, this Hospitality Week Sub-Committee is part of the Hospitality Committee of the Hamilton and District Chamber of Commerce.

The purpose of Hospitality Week is to promote a sense of pride in our community. It will also give our citizens the opportunity of visiting the various sites and attractions so that they can be familiar with them and promote them to our visitors.

16. Members of City Council are advised that Ms. Norma Sonnenberg has been appointed to the Waterfront Park Sub-Committee to fill the unexpired term of Mr. David Ker.

Respectfully submitted,

S. G. Hollowell, Acting Secretary
Parks and Recreation Committee
1987 March 24

ALDERMAN T. MURRAY, CHAIRMAN
PARKS AND RECREATION COMMITTEE

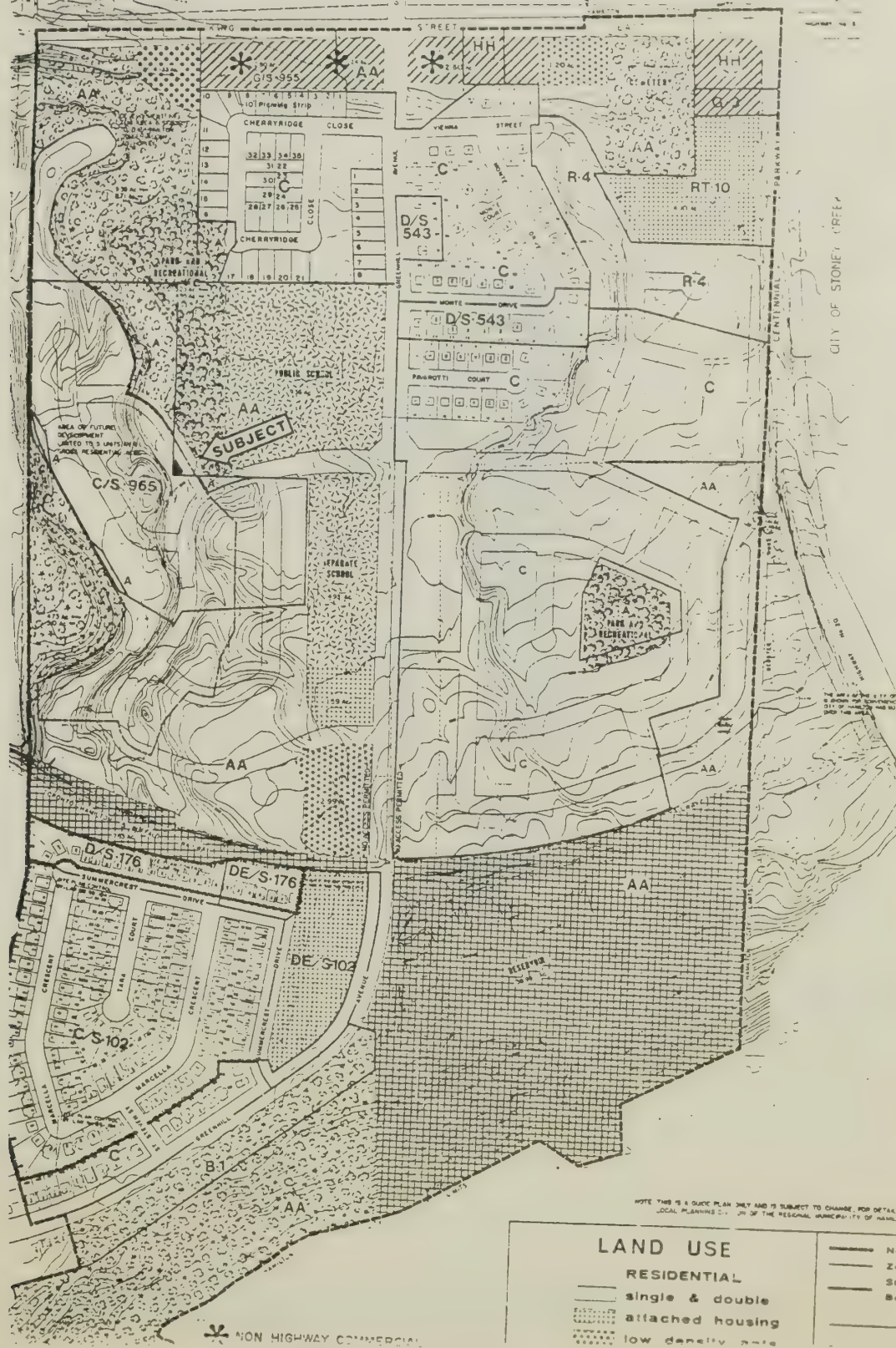
THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH
DEPARTMENT OF ENGINEERING

DESIGNED BY E. E. J.	FIELD NO. 1903-012	DATE (MONTH) 3-68
APPROVED BY J. E. J.	DATE 31-10-68	CHECKED BY E. E. J.

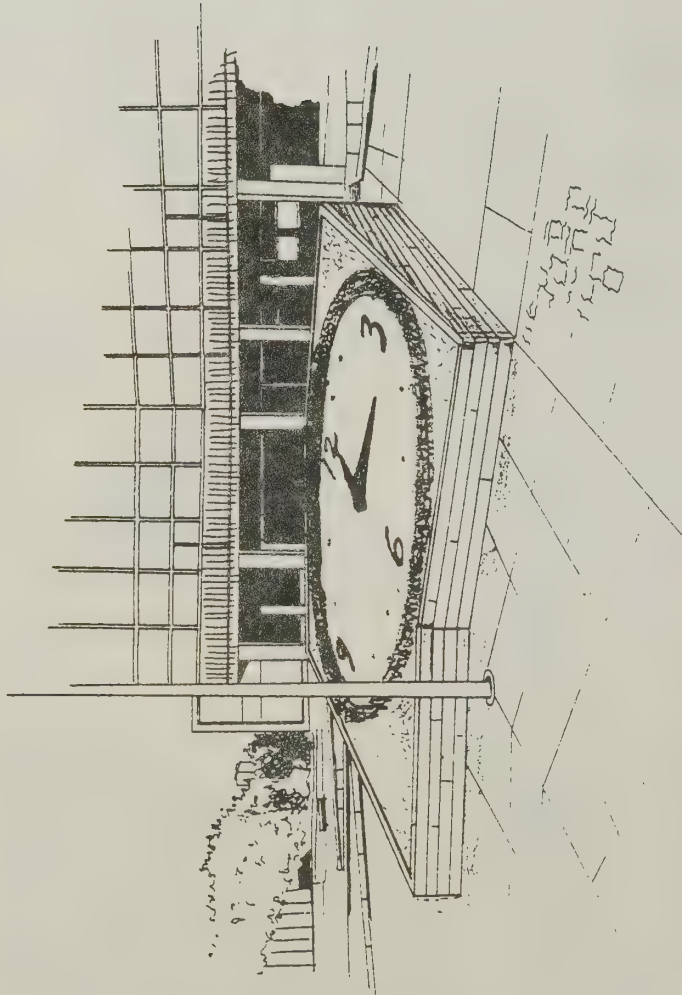
APPROVED *[Signature]* REGIONAL ENGINEER *[Signature]*
PLAN NO. RC-H-269 SURVEYS

03/31

- 614 -



03/31/87



floral clock - city hall
pedestrian view

REPORT OF THE PLANNING AND DEVELOPMENT COMMITTEE

To the Corporation of the City of Hamilton.

Members of Council:

The Planning and Development Committee presents its **SIXTH** Report for 1987 and respectfully recommends:

1. (a) That the proposed Kennedy East Neighbourhood Plan (Map 2, Alternative) and policies (Appendix A) be adopted.
- (b) That the deletion of the proposed extension of West 5th Street from the City's Official Plan be initiated as part of the Annual Official Plan Update.
- (c) That City Council request Regional Council to delete the proposed extension of West 5th Street from the Hamilton-Wentworth Official Plan.
2. (a) That Zoning Application 87-08, T. Joseph Cooper and Majorie J. Cooper, owners, requesting a change in zoning from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District for property at No. 187 Rymal Road West, as shown on the attached map marked as **APPENDIX "B"** be denied as submitted
- (b) That approval be given to an amended Zoning Application 87-08, T. Joseph Cooper and Majorie A. Cooper, owners, to establish a change in zoning from "AA" (Agricultural) District to "A" (Conservation, Open Space, Park and Recreation) District (Block 1); "C" (Urban Protected Residential, etc.) District (Block 2); "B" (Suburban Agriculture Residential, etc.) District (Block 3) and "B-2" (Suburban Residential) District, modified, (Blocks 4 and 5), for property at No. 187 Rymal Road West as shown on the attached map marked as **APPENDIX "C"** on the following basis:
 - i) That the lands described as Block 1 be rezoned from "AA" (Agricultural) District to "A" (Conservation Open Space, Park and Recreation) District;
 - ii) That the lands described as Block 2 be rezoned from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District;

- iii) That the lands described as Block 3 be rezoned from "AA" (Agricultural) District to "B" (Suburban Agricultural Residential, etc.) District;
- iv) That the lands described as Blocks 4 and 5 be rezoned from "AA" (Agricultural) District to "B-2" (Suburban Residential) District;
- v) That the "B-2" (Suburban Residential) District regulations as contained in Section 8B of Zoning By-law No. 6593 applicable to the lands described as Blocks 4 and 5 be modified to include the following variance as a special requirement:
 - (a) Notwithstanding Section 8B (4) of By-law No. 6593 each single family dwelling shall have a minimum lot area of $464.5m^2$ (5,000 sq. ft.)
- vi) That the amending By-law be added to Section 19B of Zoning By-law No. 6593, as Schedule S-1014, and that the subject lands on (Blocks 4 & 5) Zoning District Map W-9E; be notated S-1014
- vii) That the City Solicitor be directed to prepare a by-law to amend Zoning By-law No. 6593 and Zoning District Map W-9E
- viii) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.

NOTE:

The purpose of the By-law is to provide for the following changes in zoning for property located at No. 187 Rymal Road West as shown on the attached map.

- Block - 1 - Change from "AA" (Agricultural) District to "A" (Conservation, Open Space, Park and Recreation) District;
- Block - 2 - Change from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District;
- Block - 3 - Change from "AA" (Agricultural) District to "B" (Suburban Agricultural Residential, etc.) District.
- Blocks 4 & 5 - Change from "AA" (Agricultural) District to "B-2" (Suburban Residential) District.

In addition, the By-law provides for the following variance as a special requirement:

To require a minimum lot area of 464.5 m² for each single family dwelling lot within the "B-2" (Suburban Residential) District, whereas a minimum lot area of 580.0 m² would be required.

The effect of the By-law is to permit development of the subject lands through a draft plan of subdivision for a single family dwelling and for Open Space purposes.

3. That approval be given to Zoning Application 87-06, Marko Curkovic, owner, requesting a modification to the established "D" (Urban Protected Residential One and Two Family Dwellings, etc.) District for property at No. 460 Upper Kenilworth Avenue as shown on the attached map marked as APPENDIX "D" on the following basis:
 - i) That the "D" (Urban Protected Residential One and Two-Family Dwellings, etc.) District regulations as contained in Section 10 of Zoning By-law No. 6593 applicable to the subject lands be modified to include the following variance as a special requirement:
 - a) Notwithstanding Section 10(1) of By-law No. 6593 a maximum of four dwelling units shall be permitted within the existing building;
 - ii) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1015 and that the subject land on Zoning District Map E-58 be notated S- 1015;
 - iii) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-58.
 - iv) That the proposed change in zoning is in conformity with The City of Hamilton Official Plan.

NOTE:

The purpose of the By-law is to provide for a modification to the established "D" (Urban Protected Residential, etc.) District regulations applicable to property located at No. 460 Upper Kenilworth Avenue, as shown on the attached map marked as APPENDIX "D".

The effect of the By-law is to permit a maximum of 4 dwelling units within the existing building.

4. That Zoning Application 86-58, George Sinclair Construction Inc., owner, requesting a change in zoning from "C" (Urban Protected Residential, etc.) District to "G-3" (Public Parking Lots) District, to permit the use of the subject lands for parking purposes in conjunction with a commercial/medical office complex (fronting on King Street East), for property located at the south-east corner of Orphir Road and Pottruff Road South, as shown on the attached map marked **APPENDIX "E"** be denied for the following reason:
 - (a) it represents an intrusion into the established residential area to the north.
5. That approval be given to Zoning Application 87-07, Robert Leggat, owner, for a change in zoning from "AA" (Agricultural) District to "DE-3" (Multiple Dwellings) District for property located at No. 1002 Upper Gage Avenue, as shown on the attached map marked as **APPENDIX "F"** on the following basis:
 - i) That the subject lands be rezoned from "AA" (Agricultural) District to "DE-3" (Multiple Dwellings) District;
 - ii) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Maps E-38A and E-38B; and,
 - iii) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.

NOTE:

The purpose of the By-law is to provide for a change in zoning for property located at No. 1002 Upper Gage Avenue from "AA" (Agricultural) District to "DE-3" (Multiple Dwellings) District as shown on the attached map marked as **APPENDIX "F"**.

The effect of the By-law is to permit future development of the subject lands for either townhouses or low rise apartments.

6. That approval be given to Zoning Application 87-10, Eileen Jaremy, owner, requesting a modification to the "C" (Urban Protected Residential, etc.) District provisions, to permit a hairdressing salon to be operated by the applicant as a home occupation, for the property located at 101 Beechwood Avenue, as shown on the attached map marked as **APPENDIX "G"**, on the following basis:

- i) That the "C" (Urban Protected Residential, etcv.) District regulations contained in Section 9 of Zoning By-law No. 6593, applicable to the subject lands, be modified to include the following variances as special requirements:
 - a) Notwithstanding paragraphs (f) and (h) of Section 2.(2).H. (iii), hairdressing shall be permitted as a home occupation on the following basis:
 - (1) it is carried on by not more than one hairdresser having a principal and permanent place of residence on the premises; and,
 - (2) there is not more than one comb-out centre and one styling sink.
- ii) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S- 1016, and that the subject land as Zoning District Map E-32 be notated as S-1016;
- iii) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-32; and,
- iv) That the proposed change in zoning is in conformity with the City of Hamilton Official Plan.

NOTE:

The purpose of this By-law is to provide for a modification to the existing "C" (Urban Protected Residential, etc.) District provisions applicable to the property located at 101 Beechwood Avenue, as shown on the attached map.

The effect of the By-law is to permit a hairdressing salon for one hairdresser only to be operated from the residence as a home occupation.

- 7. (1) That approval be given to Zoning Application 86-105, G. Bertelmann, owner, requesting a change in zoning from "AA" (Agricultural) District to "RT-20" (Townhouse and Maisonette) District, for property located on the west side of Upper Paradise Road, north of the proposed Mountain Freeway, as shown on the attached map marked as APPENDIX "H", as follows:
 - i) That the subject lands be rezoned from "AA" (Agricultural) District to "RT-20" (Townhouse and Maisonette) District;
 - ii) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map W-37A;

- iii) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area; and,
 - iv) That the Fessenden Neighbourhood Plan be amended by redesignating the subject lands from "Low Density Apartments" to an "Attached Housing" designation.
- (2) That approval of the subject zoning By-law be withheld until such time as the applicant submits a survey plan to allow access into the driveway for the property located at 660 Upper Paradise Road.

NOTE:

The purpose of the By-law is to provide for a change in zoning from "AA" (Agricultural) District to "RT-20" (Townhouse and Maisonette) District for vacant lands located on the west side of Upper Paradise Road, north of the proposed Mountain Freeway, as shown on the attached map marked as APPENDIX "H".

The effect of the By-law is to use the subject lands as a buffer strip (berm) for the proposed townhouse development adjacent to the north.

8. (a) That approval be given to Zoning Application ZA-86-111, Cochren Construction Co., Limited, owner, requesting a change in zoning for lands on the west side of the proposed extension of Greenhill Avenue, north of the T.H. & B. Railway tracks, as shown on the attached map marked as APPENDIX "I", on the following basis:
- i) That the lands be rezoned from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District;
 - ii) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District E-107;
 - iii) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.
 - iv) That the Gershome Neighbourhood Plan be amended by redesignating the lands on the west side of the proposed extension of Greenhill Avenue from "Low Density Apartments" and "Attached Housing" to a "Single and Double" residential land use designation, and by amending the proposed road pattern where required.

- (b) That approval of the subject zoning By-law be withheld until such time that the applicant submits a survey plan showing the "top of bank" as determined by a survey line established in the field to the satisfaction of the Hamilton Region Conservation Authority in order to determine the location of the Zoning District boundary line. Should any of the subject lands fall below the "top of bank" line as established in the field by the surveyor, these lands should be rezoned accordingly from "AA" (Agricultural) District to an "A" (Conservation, Open Space, Park and Recreation) District.

NOTE:

The purpose of the By-law is to provide for a change in zoning from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District for property located on the west side of the proposed extension of Greenhill Avenue, north of the T.H. & B. Railway Tracks as shown on the attached map marked as **APPENDIX "I"**.

The effect of the By-law is to permit development of the subject lands through a draft plan of subdivision for single-family detached dwellings.

9. (a) That approval be given to Application SA-86-29, Cochren Construction Co., Limited, owner to establish a draft plan of subdivision on the west side of future Greenhill Avenue extension, north of the Toronto, Hamilton and Buffalo Railway, subject to the following conditions:
- 1) That the approval apply to the plan prepared by Parker Consultants, dated December 1, 1986, revised to show 10 m radius rounding at Lots 68 and 81, a 9 m sewer easement between Lots 57 and 58 and two blocks (93 and 94) for 0.3 m reserves abutting the west limit of future Greenhill Avenue extensions.
 - 2) That the final plan be approved only after, either, the one-way exit from Highway 20 (Centennial Parkway) has been established by registration of a plan of subdivision under subdivision application SA-85-22 (Nash Orchard heights South), or Greenhill Avenue has been constructed in full to join the north and south sections of said road, and that appropriate road improvements are completed at the intersection of Greenhill Avenue and King Street East as deemed necessary by the City of Hamilton and the Region of Hamilton.
 - 3) That the owner acquire sufficient land to establish Greenhill Avenue to the south side of street "B", should the plan be developed prior to the lands to the east.
 - 4) That the road allowances be dedicated as public highways on the final plan.

- 5) That the streets be named to the satisfaction of the City of Hamilton and the Regional Municipality of Hamilton-Wentworth.
 - 6) That the final plan conform with the Zoning By-law approved under The Planning Act.
 - 7) That the owner make a cash payment in lieu of the conveyance of 5% of the land included in the plan to the City of Hamilton for park purposes.
 - 8) That such easements as may be required for utility or drainage purposes be granted to the appropriate authority.
 - 9) That the owner provide the City of Hamilton with a certified list showing the net area and width of each lot in the final plan.
 - 10) That any dead-ends of the road allowances created by the plan be terminated in 0.3 m reserves to be conveyed to the City of Hamilton and held by the City until required for the future extension of the road allowances or development of abutting lands.
 - 11) That the owner convey Block 93 and 94 (0.3 m reserves) to the City of Hamilton.
 - 12) That the owner agree in writing to satisfy all the requirements, financial and otherwise, of the City of Hamilton.
- (b) That a subdivision agreement be entered into by the Corporation of the City of Hamilton and the owner to provide for compliance with the conditions of approval established by the Hamilton-Wentworth Region with respect to this application (SA-86-29), Cochren Construction Co., Limited, owners, proposed draft plan of subdivision and that the City execute the agreement when the said conditions have been met and the City's share of the cost of installing municipal services has been approved by City Council.
10. That approval be given to Application SA-85-03, Galwan Canada Limited, owner, to change the draft approved plan as recommended for approval by City Council and as approved by Regional Council at its meeting held on August 20, 1985 by deleting conditions a) to g) inclusive and replacing the same by the following conditions:
- a) That this approval apply to the plan prepared by May, Pirie and Associates dated February 15, 1985 to show 14 lots and a walkway as Block 15.

- o) That the walkway block be dedicated as public on the final plan and align with Block "A", Registered Plan No. M-123, Queensway Manor - Phase 2.
 - c) That the final plan conform with the zoning by-law approved under the Planning Act.
 - d) That the owner make a cash payment in lieu of the conveyance of 5% of the land included in the plan to the City for park purposes.
 - e) That such easements as may be required for utility or drainage purposes be granted to the appropriate authority.
 - f) That the owner provide the City of Hamilton with a certified list showing the net area and width of each lot in the final plan.
 - g) That the owner agree in writing to satisfy all the requirements, financial and otherwise, of the City of Hamilton
11. That the City Clerk notify the Clerk of the Regional Municipality of Hamilton-Wentworth, that the City of Hamilton does not object to proposed Amendment 22 to the Niagara Escarpment Plan.

NOTE:

The proposed amendment would remove restrictions on the granting of severances to landowners whose lands have been subject to a previous severance by a public body.

12. That the City Clerk inform Ontario Hydro that the City of Hamilton does not object to the construction of a Hydro facility on any of four proposed sites in the Township of Glanbrook, providing that it meets all Ministry of Environment noise emission standards.

NOTE:

The proposed facility would not conflict with the planning objectives of the City of Hamilton.

13. That the Building Commissioner be authorized to issue demolition permits for the demolition of residential buildings as outlined below:

- (a) 154 Ward Avenue
- (b) 49 Rymal Road East

14. That approval be given to the "Intent to Designate" the building as 255-265 James Street North as buildings of architectural and historical importance pursuant to the provisions of the Ontario Heritage Act, 1983, and that the City Solicitor be authorized and directed to take appropriate action to have this property designated pursuant to the provisions of the Ontario Heritage Act, 1983.

NOTE:

Attached as APPENDIX "J" is a copy of a report prepared for LACAC which contains the "Reasons for designation". The Committee wishes to advise that the property owner, Mike DiDonato, has requested the designation of these properties and designation is a pre-requisite for Municipal and Provincial Heritage Funding Programmes.

15. (a) That approval not be granted to the recommendation of LACAC to the "Intent to Designate" the property at 613 Stone Church Road East as a structure of historic and architectural significance pursuant to the provisions of the Ontario Heritage Act, 1983.
- (b) That Section 33(6) of the Planning Act be applied to the listed building at 613 Stone Church Road East to require a building permit to be issued for the new building prior to the issuance of a demolition permit.
- (c) That Section 33(7) of the Planning Act be applied to the listed building at 613 Stone Church Road East to require the new building to be substantially complete in 2 years as a condition of issuance of the demolition permit.

NOTE:

Sections 33(2) of The Planning Act, 1983, provides that a municipality may by by-law designate any area within the municipality wherein a by-law prescribing standards of maintenance and occupancy is in force as an area of demolition control.

Property Standards By-law 74-74 prescribing standards of maintenance and occupancy was enacted by City Council of April 30, 1974, and is in force in the City of Hamilton. By-law No. 74-290 - To Establish Demolition Control provides that the area comprising the City of Hamilton is designated an area of demolition control.

By applying Section 33(b) of the Planning Act, no residential property may be demolished in whole or in part, in the demolition control area, until plans for the proposed development are approved and a permit issued by City Council.

By applying Section 33(7) of the Planning Act a demolition permit may be issued on condition that the new building be substantially complete within two years or more as specified.

These provisions are included in The Planning Act in order to give Council some control over the premature and unnecessary demolition of sound housing stock.

16. That the Downtown Promenade Business Improvement Area (B.I.A.) 1987 Revised Schedule of Payments, attached hereto as APPENDIX "K", be approved.
17. That the following Ontario Home Renewal Programme applications be approved and that the Department of Community Development be authorized to process grants/loans in the amount not to exceed \$7 500.
 - (a) H. Shaw
139 Barons Avenue North
 - (b) S. Grudzien
70 Cope Street
 - (c) A. Chandler
1674 King Street East
 - (d) J. Wright
80 Cline Avenue North
 - (e) E. Bjegovich
181 Rosslyn Avenue North
 - (f) S. Verticchio
267 Dunsmure Road

NOTE:

The actual amount of grant or loan to be determined by inspection of the property under the Property Standards By-law 74-74 and pursuant to Regulation 506 (R.R.O. 1980) under The Housing Development Act for the Ontario Home Renewal Programme.

18.
 - (a) That the Purchasers, David N. Blanchard and Gary D. Stapleton be granted an extension to May 1st, 1987 in order to satisfy Subsections 1 and 2 of the Schedule "A" on the Offer to Purchase dated January 8, 1987, (26 Keefer Court).
 - (b) That the closing date be extended to May 18, 1987.

- (c) That time is to remain of the essence and all other terms and conditions are to remain the same.

NOTE:

The Real Estate Department received a request from Messrs. David Blanchard and Gary Stapleton for an extension until May 1st, 1987 for the conditions in the Purchase Agreement with the City dated January 8, 1987 which states that the Purchaser has until February 28, 1987 to obtain a tenant for their proposed building.

The purchasers have nearly finalized a lease with a major Hamilton company; however, they will require additional time to obtain the necessary corporate approvals.

19. That an Offer to Purchase the lands of the Corporation of the City of Hamilton located at 36-42 Keefer Court duly executed on February 26, 1987 by the Purchasers, Jim Pattison Industries Ltd., operating as Mountain City News and scheduled for closing on July 24, 1987, be approved and completed.

NOTE:

The purchase price is \$116 000. A deposit cheque in the amount of \$11 600., is being held by the City Treasurer pending council approval.

It is understood and agreed that the Vendor, upon completion of this transaction will pay a 5% real estate commission to Chambers & Company Limited, whose agent, Mr. Bruce Law acted in this matter.

The property is composed of a parcel of land located on the southern limit of Keefer Court having a frontage of 67.890 metres by a depth of 59.496 metres/60.087 metres (195.196 feet and 197.13 feet) and containing an area of 6,270.8 m² (222.73 feet) (1.549 acres) subject to an easement in favour of the Regional Municipality of Hamilton-Wentworth over Part 15, Plan 62R-7820 and more particularly described as Parts 15 and 16, Plan 62R-7820 and Part 10, Plan 62R-6188 (36-42 Keefer Court).

This transaction includes special building covenants, agreements and restrictions which are set out on the pages attached hereto and marked APPENDIX "L".

20. That an offer to Purchase the lands of The Corporation of the City of Hamilton having a frontage on the north side of Keefer Court of 140.11 feet duly executed on February 2, 1987, by the Purchasers, Nation-Wide Mini Warehousing Ltd., and scheduled for closing on June 25, 1987, be approved and completed.

NOTE:

The purchase price is \$44 500. A deposit cheque in the amount of \$2 000., is being held by the City Treasurer pending Council approval.

The property is composed of a parcel of land located on the northern limit of Keefer Court having a frontage of 42.704 (140.11 feet) metres by a depth of 68.61 metres/53.169 metres (225.04 feet/174.4 feet) and containing an area of 2 511.5 m² (.6206 acres) and more particularly described as Parts 11 and 12, Plan 62R-6932, (43 Keefer Court).

This transaction includes special building covenants, agreements and restrictions which are set out on the pages attached hereto and marked **APPENDIX "M"**.

21. That the City Solicitor be authorized to prepare the necessary documentation from the City of Hamilton to the owners of 2751-2753 Barton Street East to release the property from all covenants contained in Deed 288467 AB.

NOTE:

On March 27, 1973 the City completed the sale of the lands located at 2751-2753 Barton Street East subject to certain construction covenants that were contained in the Deed 288467 AB. These covenants required the purchaser to commence and complete the construction of buildings within a certain time frame. The buildings were constructed in accordance with the owners agreement with the City. The above lands and their buildings are now being sold by the present owner and the new purchaser would like the construction covenants removed.

22. That an Option to Purchase the property at 384 Birch Avenue duly executed by David Henry Barclay on February 20, 1987 and scheduled for closing on or before May 20, 1987 be approved and completed.

NOTE:

This property is required in connection with the acquisition of lands in the Alpha Enclave (Plan 4) and has a frontage of 10.058 m (33 feet) by an irregular depth and comprising an area of 211.5 m² (2,277 square feet). The purchase price of \$12 500., in accordance with **APPENDIX "N"** is to be charged to account number 0280-35.

23. That Mr. John Parr be appointed to serve as a member of the St. Clair Heritage District Advisory Committee.

NOTE:

Mr. Parr is a resident of the St. Clair District.

24. That leave be granted to introduce the following Bills:

- (a) Bill No. D-29, By-Law No. 6593, respecting Land Located at Municipal No. 196 Grant Avenue
- (b) Bill No. D-30, By-Law No. 6593, respecting Land Located at Municipal No. 418 Limeridge Road East
- (c) Bill No. D-31, By-Law No. 6593, respecting Land Located at the South-West Corner of Bell Manor Street and Barton Street East
- (d) Bill No. D-32, By-law to Amend Zoning By-law No. 6593 respecting land located on the north side of York Boulevard between Magill and Crooks Streets.
- (e) Bill No. D-33, By-law to Amend Zoning By-law No. 6593 respecting signs.
- (f) Bill No. D-34, By-law to Amend Zoning By-law No. 6593 respecting lands located at municipal number 613 Limeridge Road East and the rear portion of number 623 Limeridge Road East.
- (g) Bill No. D-35, By-law to Amend Zoning By-law No. 6593 respecting land located on the west side of Upper Gage Avenue, in the area north of Rymal Road East.
- (h) Bill No. D-36, By-law to Amend Zoning By-law No. 6593 respecting land located at the north-east corner of Loconder Drive and Upper Gage.
- (i) Bill No. D-37, By-law to Amend Zoning By-law No. 6593 respecting land located at municipal number 1884 Main Street East.
- (j) Bill No. D-38, By-law to Amend Zoning By-law No. 6593 respecting lands located at the rear of municipal numbers 1446, 1452, 1458 and 1464 Upper Ottawa Street.
- (k) Bill No. D-39, By-law to Amend Zoning By-law No. 6593 respecting land located at municipal numbers 81-91 Cannon Street West.
- (L) Bill No. D-40, By-law to establish Site Plan Control respecting land located at municipal numbers 81-91 Cannon Street West.

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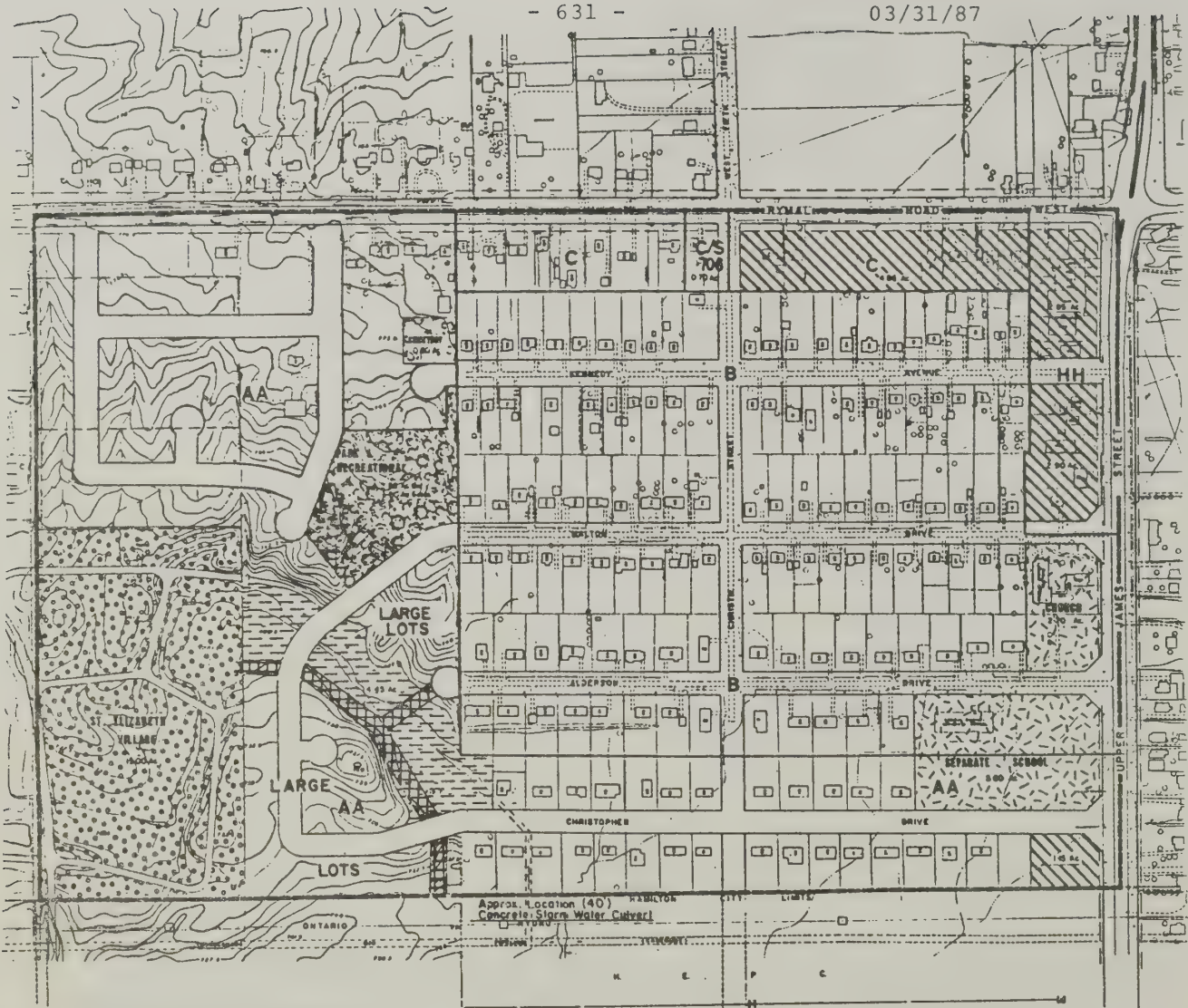
- (M) Bill No. D-41, By-law to adopt the Concession Street Community Improvement Plan.
- (N) Bill No. D-42, By-law to adopt the Ottawa Street North Community Improvement Plan.
- (O) Bill No. D-43, By-law to adopt the Westdale Village Community Improvement Plan.

Respectfully submitted,

ALDERMAN J. SMITH, CHAIRMAN,
PLANNING AND DEVELOPMENT COMMITTEE

Susan K. Reeder, Acting Secretary,
Planning and Development Committee

1987 March 11



NOTE THIS IS A GUIDE PLAN ONLY AND SUBJECT TO CHANGE FOR DETAIL CONTACT THE LOCAL PLANNING DIVISION OF THE HAMILTON-WENTWORTH REGION.

EXISTING POPULATION (1985) 563

LEGEND:

- CITY OF HAMILTON EXISTING PARK LANDS SITE
- BOARD OF EDUCATION FOR THE CITY OF HAMILTON EXISTING SCHOOL SITE
- ST. ELIZABETH VILLAGE POND AREA 4.45 Acres

LAND USE

RESIDENTIAL

- single & double
- attached housing
- low density apts.
- medium density apts.
- high density apts.
- st. elizabeth retirement village.

- COMMERCIAL
- INDUSTRIAL
- CIVIC & INSTITUTIONAL
- PARK & RECREATIONAL
- OPEN SPACE
- UTILITIES
- FLOOD PRONE LANDS

- Neighbourhood Boundary
- Zoning Boundary
- Staging of Development Boundary

Approval
Planning Comm. MAR. 11, 1987 Council
Revisions

1. Initial Plan	2. Revised Plan	3. Revised Plan	4. Revised Plan
5. Revised Plan	6. Revised Plan	7. Revised Plan	8. Revised Plan
9. Revised Plan	10. Revised Plan	11. Revised Plan	12. Revised Plan
13. Revised Plan	14. Revised Plan	15. Revised Plan	16. Revised Plan
17. Revised Plan	18. Revised Plan	19. Revised Plan	20. Revised Plan
21. Revised Plan	22. Revised Plan	23. Revised Plan	24. Revised Plan
25. Revised Plan	26. Revised Plan	27. Revised Plan	28. Revised Plan
29. Revised Plan	30. Revised Plan	31. Revised Plan	32. Revised Plan
33. Revised Plan	34. Revised Plan	35. Revised Plan	36. Revised Plan
37. Revised Plan	38. Revised Plan	39. Revised Plan	40. Revised Plan
41. Revised Plan	42. Revised Plan	43. Revised Plan	44. Revised Plan
45. Revised Plan	46. Revised Plan	47. Revised Plan	48. Revised Plan
49. Revised Plan	50. Revised Plan	51. Revised Plan	52. Revised Plan
53. Revised Plan	54. Revised Plan	55. Revised Plan	56. Revised Plan
57. Revised Plan	58. Revised Plan	59. Revised Plan	60. Revised Plan
61. Revised Plan	62. Revised Plan	63. Revised Plan	64. Revised Plan
65. Revised Plan	66. Revised Plan	67. Revised Plan	68. Revised Plan
69. Revised Plan	70. Revised Plan	71. Revised Plan	72. Revised Plan
73. Revised Plan	74. Revised Plan	75. Revised Plan	76. Revised Plan
77. Revised Plan	78. Revised Plan	79. Revised Plan	80. Revised Plan
81. Revised Plan	82. Revised Plan	83. Revised Plan	84. Revised Plan
85. Revised Plan	86. Revised Plan	87. Revised Plan	88. Revised Plan
89. Revised Plan	90. Revised Plan	91. Revised Plan	92. Revised Plan
93. Revised Plan	94. Revised Plan	95. Revised Plan	96. Revised Plan
97. Revised Plan	98. Revised Plan	99. Revised Plan	100. Revised Plan

CITY OF HAMILTON
PLANNING DEPARTMENT

KENNEDY EAST
APPROVED PLAN



SCALE = 1" = 100'

Appendix "A" as referred to in
Item 1(a) of the Sixth Report
for 1987 of the Planning and
Development Committee

03/31/87

- 632 -

APPENDIX A

KENNEDY EAST AND WEST NEIGHBOURHOODS
POLICIES AND PLAN

MILENOV ASSOCIATES
ARCHITECTS AND PLANNERS
APRIL 1986

1. Introduction

Based on the "Background Planning Study" for both Kennedy East and West Neighbourhoods prepared in October of this year, and other Neighbourhood planning principles, this document establishes the policies which will guide the future development of the Neighbourhood.*

The policies are presented in graphic and written form for various land uses. The Plan outlines the general goals from which the specific objectives, policies and actions are established.

2. Administrative Provisions

The Neighbourhood Plan is not incorporated into the City of Hamilton Official Plan. It is a policy of City Council only. Due to changes in economic and other circumstances, over a period of time the Plan may be revised. There will be no need for an amendment if the changes in land use and boundaries are minor and reflect the general goals of the Plan. Major changes will be subject to Council's approval and full participation of those affected. Changes which do not conform to the Official Plan will require amendments.

3. Description of the Study Area

The Neighbourhood is located in the south-west part of the City of Hamilton. It is bounded by Rymal Road West to the north, Upper James Street to the east, City Limits to the south and Carpenter Neighbourhood to the west.

It comprises of some 107 ha of land, one third of which is already built-up as a stable residential area. St. Elizabeth Retirement Village is located on the western end of the Neighbourhood. The vacant lands in the middle of the Neighbourhood are owned by the City of Hamilton, the Board of Education and the St. Elizabeth Home Society in addition to the lands in private ownership.

4. Neighbourhood Plan

The general policies of the City of Hamilton Official Plan are expanded and elaborated in this Plan which will now guide the future development of the Neighbourhood.

The plan includes policies and a plan showing various land use designations and a diagrammatic street pattern.

* For the purpose of this document Kennedy East and West Neighbourhoods will be referred to as 'Neighbourhood' unless specifically stated otherwise.

Policies

- 1) Retirement Village should be of a regional character and should provide accommodation for senior citizens not only from the City of Hamilton but from the region and beyond.
- 2) All residential units shall be single storey, ground related and attached in groupings specifically designed for the use of senior citizens.

Actions

- 1) The City will support the development of this "planned retirement community" which offers housing for senior citizens.
- 2) The detailed layout of the housing grouping will be determined at the time of approval of the Site Plan.

Objective 3

The total Retirement Village development will aim at a large degree to self-sufficiency.

Policies

- 1) The population in the expansion of the Village should make use of the community services and facilities already in existence in the Village.
- 2) Existing barn in the expanded areas should be used for a Club House. Existing house (no. 255 Rymal Road West), should be retained.

Action

- 1) Because of its unique character, the City will support the proposal which attempts to create a self-sufficient village.

Objective 4

Expansion of the Village and future residential development should not adversely affect the existing built-up areas within the Neighbourhood or adjacent Neighbourhoods.

Policies

- 1) The housing units in the expanded Village development adjacent to the proposed residential area should be compatible.

- 1) Larger lot sizes should be located adjacent to the built up-area.
- 2) Existing house No. 187 Rymal Road West should be retained.

Actions

- 1) The location of the single and double housing types will be affirmed at the time of the approval of the Neighbourhood Plan.
- 2) Determination of the lot sizes will be part of the planning approval process.

4.2.2. Commercial

Objective 1

Existing commercial establishments located in the built-up area at the south-west corner of Upper James Street and Rymal Road West will be retained.

Policies

- 1) The existing commercial area will offer goods and services to meet as much as possible, the Neighbourhood's needs.
- 2) Commercial establishments will be compatible with the Neighbourhood.

Action

- 1) Site Plan Control will be used to control the design, landscaping and buffering of the commercial establishments.

Objective 2

The existing commercial establishments in the St. Elizabeth Village should serve the needs of the Village residents, but may also attract additional business such as but not limited to professional and medical offices to ensure viability.

Policy

- 1) The existing Professional Building will house professional and medical offices, grocery store, pharmacy, drug store, bookstore, a bank and/or similar commercial establishments primarily for the Village residents daily needs.

4.2.4. Industrial

Objective

Industrial developments are not planned for the Neighbourhood. But if they are proposed will be compatible with adjoining land uses.

Policy

Any industrial uses should not interfere with the quiet enjoyment of Neighbourhood uses. They should be on the edge of the Neighbourhood intermingled with commercial uses

Action

The City will assess proposals on a use-by-use basis.

4.2.5. Park and Open Space

Objectives

The parks and open space areas within the St. Elizabeth Retirement Village will be developed to meet the needs of the Village Residents.

A public park will be provided to serve the residents to the east of the Retirement Village. The Smith Cemetery will be retained.

Policies

- 1) Series of parkettes will be developed in the Village to provide specific passive and active recreational activities for the senior citizens.
- 2) The open space/parkette system will be developed to link all residential units with the community facilities and the "Village Centre".
- 3) The Neighbourhood Park will be developed to provide passive and active recreational activity.
- 4) The Park will have an access from two local roads.
- 5) The Park will be designed to meet the needs of the Neighbourhood.

Actions

- 1) The St. Elizabeth Retirement Village will ensure that the open space/parkette systems meet the specific needs of the Village Residents and through site plan control.
- 2) Suitable land for a park is purchased possibly in exchange for the existing city owned land.

- access to most residential units.
- 3) The internal street system will be designed to discourage thru traffic.
- 4) The internal road system will have access to Rymal Road West.
- 5) Parking for residents and visitors should be designed as part of the paved roadway. Walking distance to the residential units from visitors' parking should not exceed 300 feet.

Actions

- 1) The City will endorse an internal road system for the Village expansion which minimizes street length, the number of stops and discourages thru-traffic.
- 2) The City will support the private road system without securing a 20 m Right-Of-Way.

Objective 2

The street system in the existing built-up area should be maintained in its present configuration and connected with the road pattern in the proposed residential area in accordance with the attached plan.

Policies

- 1) The existing east-west roads should be designed to discourage thru-traffic
- 2) the use of energy efficient measures will be an important factor in the design of the street system.

Actions

- 1) The City will endorse the local road system which minimizes street length, the number of stops and does not create thru-traffic
- 2) The City will consider investigating the reduction of street width.

Objective 3

Public transit will be promoted by the City.

Policies

- 1) Public Transit routes should serve the St. Elizabeth Retirement Village expansion as well as the existing built-up areas and the proposed residential development.
- 2) Bus stops should be located in conveniently central and easily accessible areas.

Actions

The City will encourage Hamilton Street Railway to provide shelters and or benches at most bus stops.

4.2.8. InfrastructureObjective

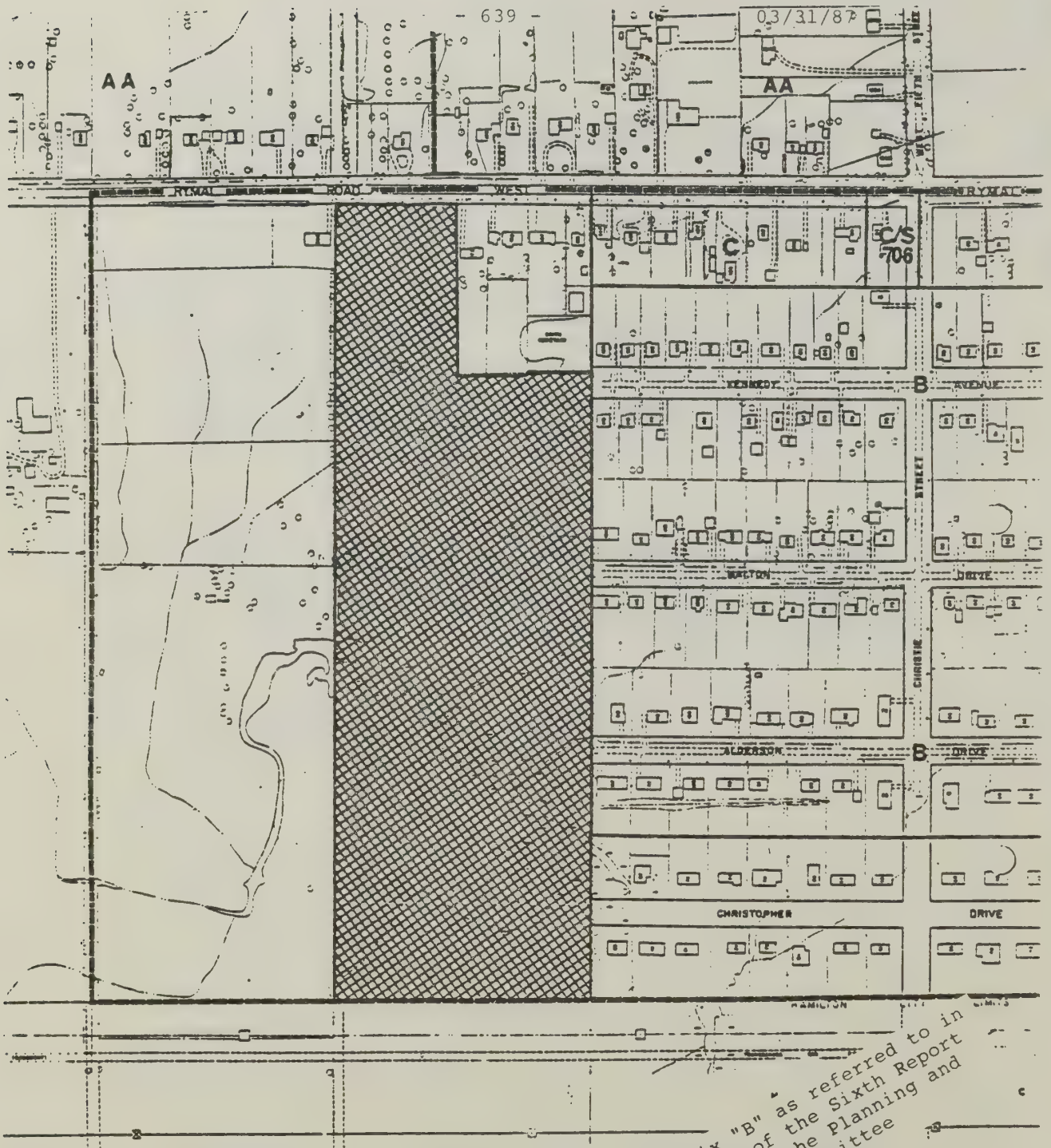
The Neighbourhood should have full municipal services.

Policy

The City will request the Regional Council to provide sanitary sewers and an adequate water supply for the existing and future development of the Neighbourhood.

Actions

- 1) Regional Council will assess the need for the extension of municipal services in the Neighbourhood as the development proceeds.
- 2) Regional Council will monitor that until sewers are available particular care must be taken to protect the surface drainage.



LEGEND



SITE OF THE APPLICATION

Appendix "B" as referred to in
Item 2(a) of the Sixth Report
for 1987 of the Planning and
Development Committee



APPENDIX A

03/31/86





RYMAL ROAD

- 640 -

WEST

PLANNING & DEVELOPMENT DEPARTMENT
PROPOSAL

LEGEND

-  Block 1 Change from "AA" to "A"
-  Block 2 Change from "AA" to "C"
-  Block 3 Change from "AA" to "B"
-  Block 4 & 5 Change from "AA" to "B-2" Modified

CEMETERY
0.60 Ac

KENNEDY AVENUE

MALTON DRIVE

ALDERSON DRIVE

CHRISTOPHER DRIVE

ST. ELIZABETH
VILLAGE
1500 Ac

Block 3

Block 2

Block 4

Block 1

Block 5

Appendix "C" as referred to in
Item 2(b) of the Sixth Report
for 1987 of the Planning and
Development Committee

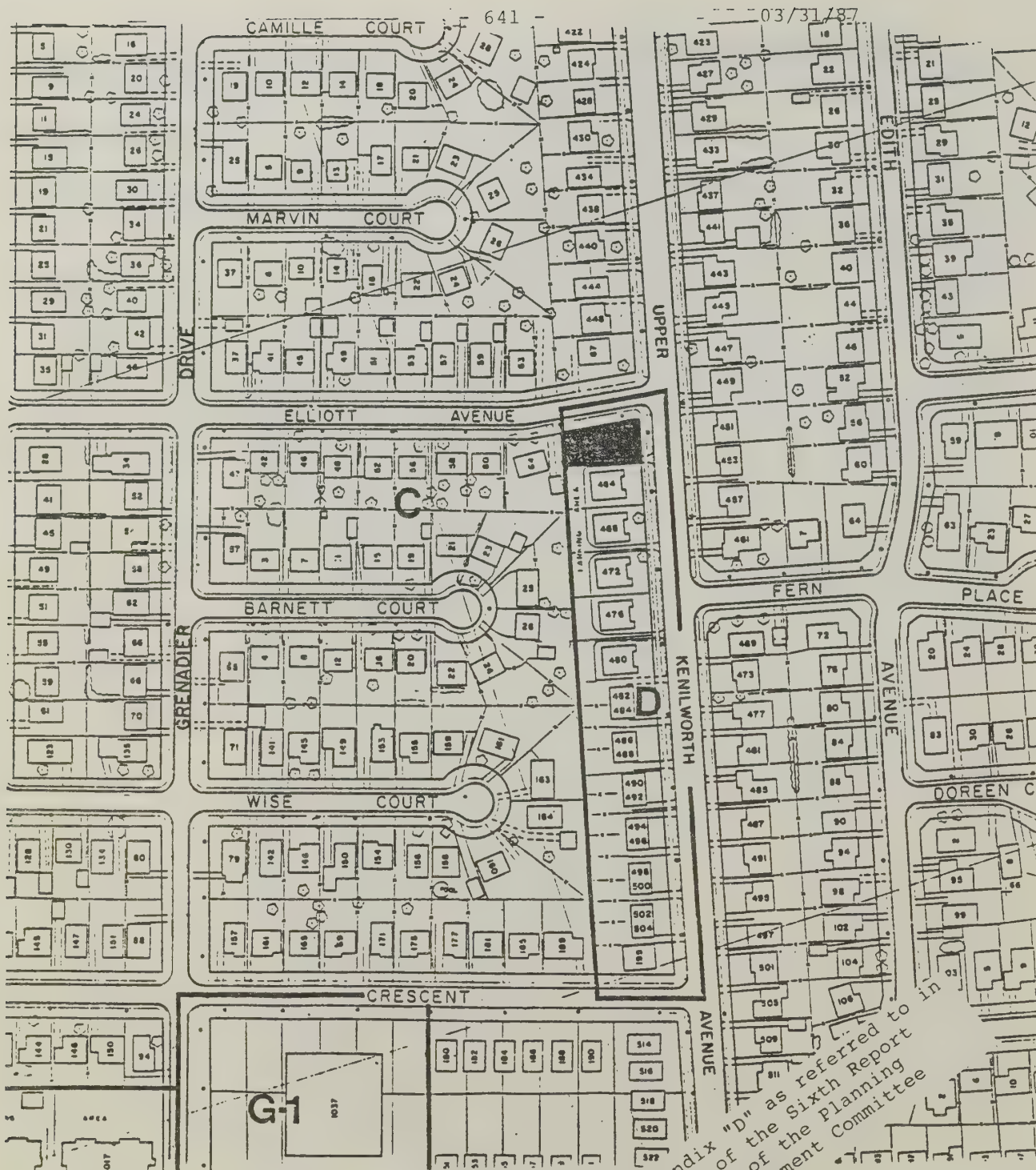
HAMILTON

CITY

LIMITS

APPENDIX - B

Approx. Location (40')
Concrete Storm Water Culvert



LEGEND

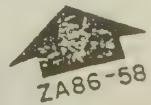
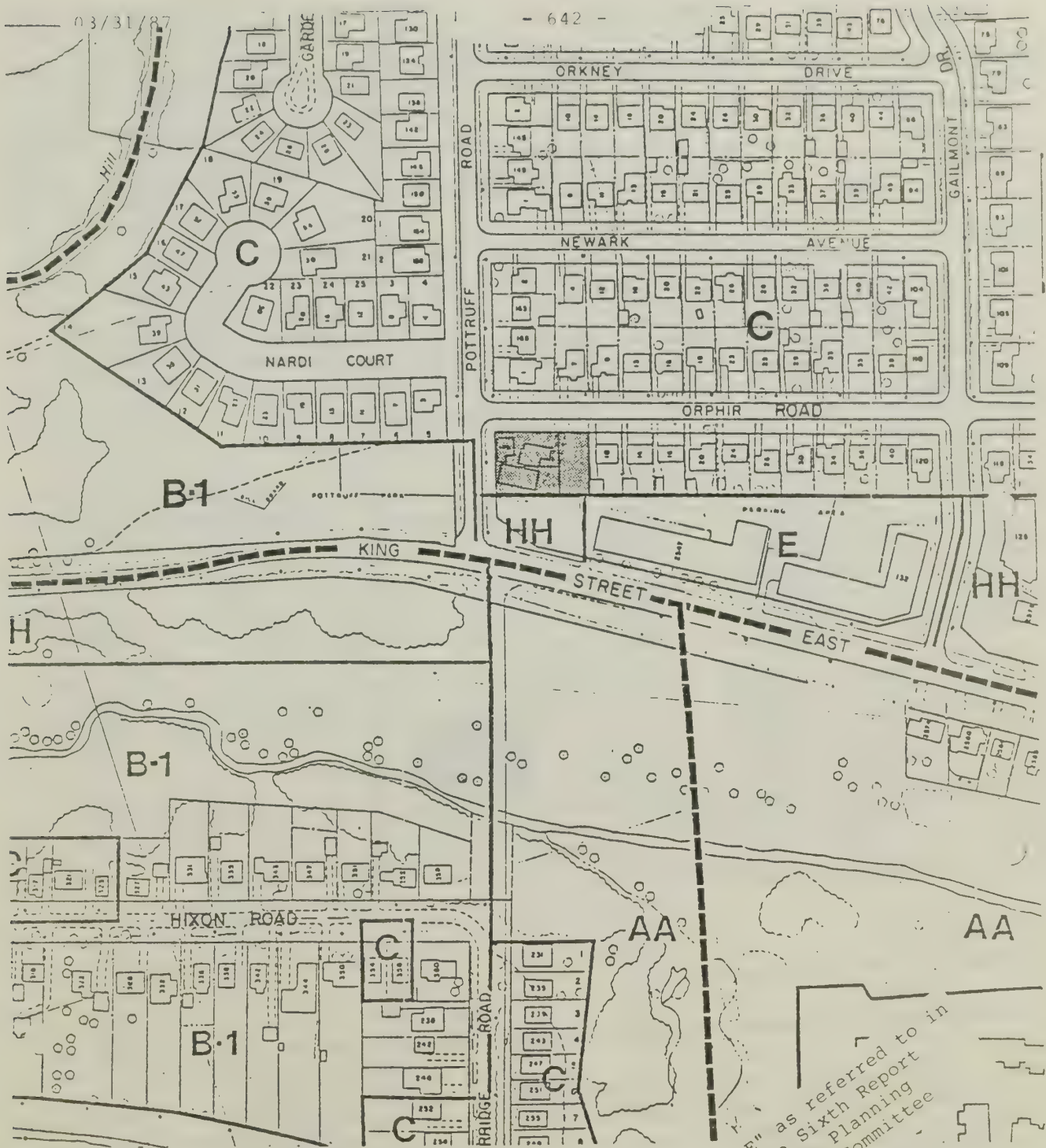


SITE OF THE APPLICATION

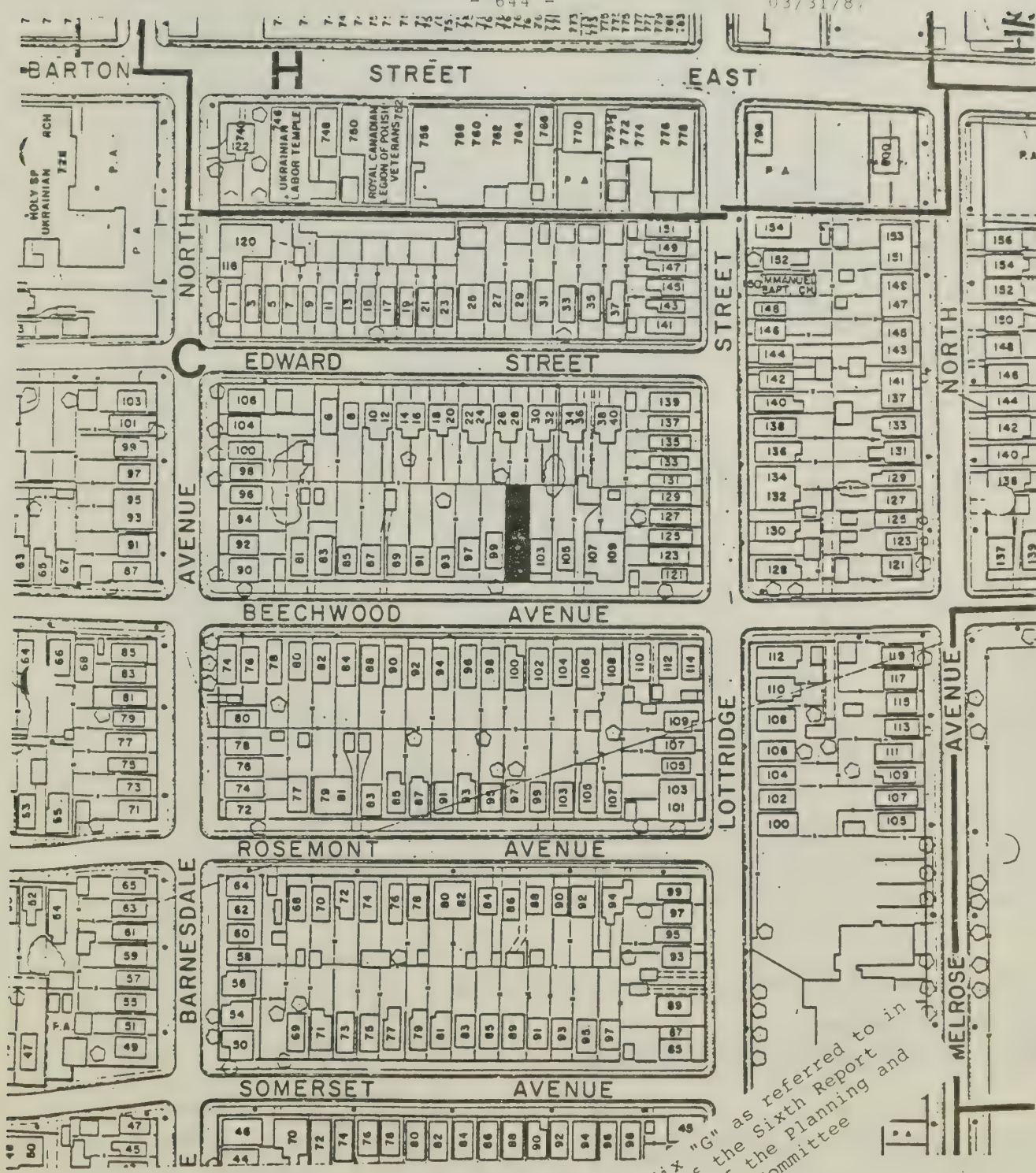
Appendix "D" as referred to in
Item 3 of the Sixth Report
for 1987 of the Planning
and Development Committee



APPENDIX A



APPENDIX A



LEGEND

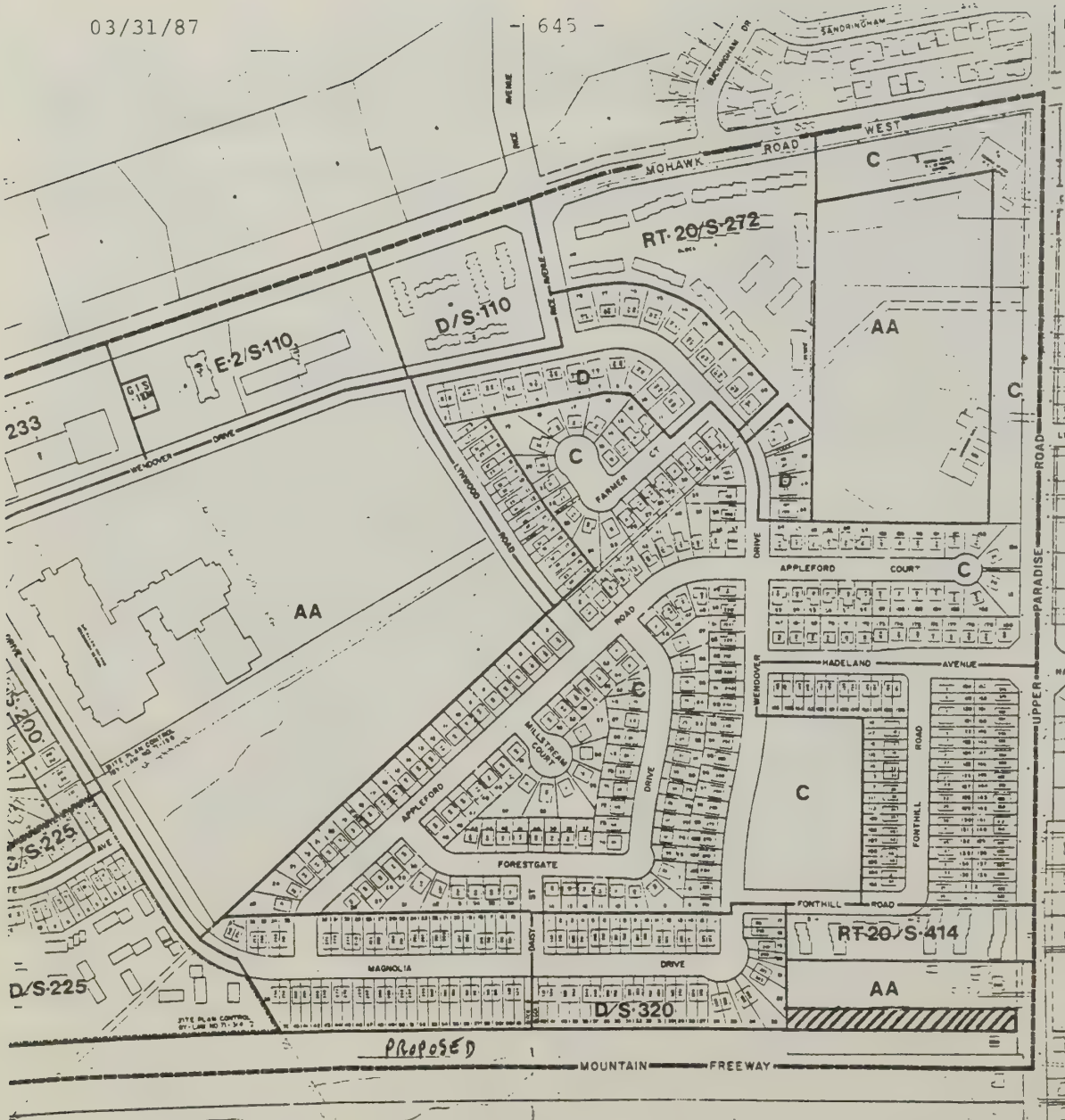
 SITE OF THE APPLICATION

Appendix "C" as referred to in
Item 6 of the Sixth Report
for 1987 of the Planning and
Development Committee



03/31/87

645



LEGEND

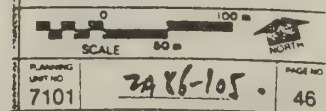


PROPOSED CHANGE IN ZONING FROM "AA" (AGRICULTURAL) DISTRICT TO "RT-20" (TOWNHOUSE - MAISONETTE) DISTRICT.

Appendix "H" as referred to in Item 7 of the Sixth Report for 1987 of the Planning and Development Committee

HAMILTON

FESSENDEN
ZONING



255-265 James Street North

REASONS FOR DESIGNATION

Standing opposite Christ Church Cathedral at 255-265 James Street North is the former Hamilton Brass Manufacturing Co. building erected in 1873 and enlarged in 1889-1891. It constitutes a major block in the James Street North streetscape, an area recognized today as one of the city's most important heritage districts.

Historical Significance

The original central portion of the building, built in 1873, served as the Forster Brothers' brass foundry until 1888. The building was then sold to W. A. Freeman, a local coal and building supplies dealer, and the brass foundry was incorporated as the Hamilton Brass Manufacturing Company, Ltd. Located at these premises until 1912, this firm was an important Canadian manufacturer of office, bank and church brass fittings and was reputedly the first Canadian manufacturer of cash registers, which were introduced in 1896 and sold internationally.

After serving principally as a brass foundry for just over 40 years, the building was adapted to commercial and residential use: the ground floor was converted to individual stores in 1919 and the upper floors to apartments in 1924.

Architectural Significance

255-265 James Street North is architecturally significant as a three-storey, fifteen-bay, industrial/commercial block that fits harmoniously into the James Street North streetscape.

Continuity with the streetscape is achieved through the use of brick construction, similar proportions, scale, and rhythm, and typical double-hung sash windows.

Special features of the present-day building, notably the large round-arched windows of the north corner, the terra cotta panels and medallions, and the carriageway, are surviving elements from the major redesign of the block completed in 1891. At this time the building was enlarged into a monumental High Victorian edifice incorporating two massive corner towers four stories high, that were topped with pinnacles and pyramidal roofs. A major fire in 1903 resulted in the loss of the towers and tall roof, and their replacement with a flat roof. Subsequently, the facade at ground level was subdivided into individual storefronts and some of the upper story windows were modified when the building was converted into apartments.

Designated Features

Important to the preservation of 255-265 James Street North includes but is not limited to the following: original features of the two east (James) and north (Colbourne) facades, including the brick walls, the round-arched window and the carriage entrance facing Colbourne Street, the terra cotta ornamentation, and the double-hung sash windows.

Appendix "J" as referred to in
Item 14 of the Sixth Report for
1987 of the Planning and
Development Committee

DOWNTOWN PROMENADE BUSINESS IMPROVEMENT AREA

PAYMENTS 1987

January	\$ 7,189.89
February	7,189.88
March	7,189.88
April	7,189.88
May	11,718.75
June	11,718.75
July	11,718.75
August	11,718.75
September	11,718.75
October	11,718.75
November	11,718.75
December	11,718.75

Appendix "K" as referred to in
Item 16 of the Sixth Report for
1987 of the Planning and
Development Committee

- 6.1 The Purchaser acknowledges to the Owner that the Purchaser realizes that in addition to the sale price payable in this Offer to Purchase, there may be municipal, regional, governmental or provincial charges, fees, levies and rates to be paid by the Purchaser; in particular, without limiting the generality of the foregoing, the Purchaser realizes that he may also be required after the grant to him:
- (a) to pay municipal, realty and business taxes;
 - (b) to pay City Local Improvement Charges for City services such as streets, sidewalks and curbs;
 - (c) to pay Regional Local Improvement Charges for Regional services such as water supply, storm sewers and sanitary sewers;
 - (d) to pay Regional Special Charge (sewer impost fee), upon application for a building permit;
 - (e) to pay building permit application fee;
 - (f) to pay for storm and sanitary sewers, water lines, their connections and laterals under the street and under the Purchaser's property;
 - (g) to pay for the connection of all utilities to the premises;
 - (h) to prepare and obtain approval of site plans pursuant to The Planning Act prior to the issuance of a building permit and to enter into a site plan agreement, if requested by the municipality;
 - (i) to convey five percent (5%) of the land to the municipality for park purposes as a condition of development or redevelopment of the land for residential purposes;
 - (j) to apply for a re-zoning of the property in the event that the Purchaser's proposed use of the property is not permitted by the zoning by-law. Such application is subject to the approval of the City and the approval of the Ontario Municipal Board.
- 6.2 This Agreement may not be assigned by the Purchaser. In particular and without limiting the generality of the foregoing statement, it is understood and agreed that only the Purchaser named herein shall take title on closing and the Purchaser does not have the right to direct the Owner to convey the land to the Purchaser in trust, to the Purchaser and another or to a new third party.
- 6.3 In consideration for the grant of the hereinbefore described land to the grantee, in addition to payment of the sale price to the grantor, the grantee covenants and agrees to and with the grantor:
- 1. That the grantee shall commence construction of a building, having a minimum building area of 15,000 square feet, upon the hereinbefore described land by not later than December 3rd, 1987
- Building area is the greatest horizontal area of a building within the outside surface of the exterior walls. Construction is considered commenced when the foundations have been installed as determined by the Office of the Building Commissioner.
- 2. That the grantee shall complete construction of the said building not later than December 3rd, 1988
- The building is considered completed upon the issuance by the Office of the Building Commissioner of a Final Inspection Report.
- 3. In the event that the grantee does not comply with covenants 1 and 2 or either of them by the date(s) set out therein, the grantee covenants and agrees that the grantee shall sell the lands to The Corporation of the City of Hamilton, free and clear

- 650 -

03/31/87

- 1(b) -

of all charges, encumbrances, liens, claims or adverse interests whatsoever - if requested by the City, for the sale price herein, (without any interest) - less (a) the herein deposit; (b) the commission paid (if any) by the City to a real estate agent; (c) arrears of realty taxes (including the local improvement charges), penalty and interest owing on them - and further, without increase or compensation for costs of any improvements, additions, alterations, services or structures on, in or under the said lands.

- 6.4 The Purchaser agrees that the restrictions, covenants and agreements in paragraph 6.3 shall not merge upon the closing of this transaction but shall continue in full force and effect for the benefit of the Vendor, its successors and assigns.
- 6.5 The Purchaser agrees that the deed to him which he shall execute shall be subject to and include said paragraph 6.3 and its restrictions, covenants and agreements.

- 6.1 The Purchaser acknowledges to the Owner that the Purchaser realizes that in addition to the sale price payable in this Offer to Purchase, there may be municipal, regional, governmental or provincial charges, fees, levies and rates to be paid by the Purchaser; in particular, without limiting the generality of the foregoing, the Purchaser realizes that he may also be required after the grant to him:
- (a) to pay municipal, realty and business taxes;
 - (b) to pay City Local Improvement Charges for City services such as streets, sidewalks and curbs;
 - (c) to pay Regional Local Improvement Charges for Regional services such as water supply, storm sewers and sanitary sewers;
 - (d) to pay Regional Special Charge (sewer impost fee), upon application for a building permit;
 - (e) to pay building permit application fee;
 - (f) to pay for storm and sanitary sewers, water lines, their connections and laterals under the street and under the Purchaser's property;
 - (g) to pay for the connection of all utilities to the premises;
 - (h) to prepare and obtain approval of site plans pursuant to The Planning Act prior to the issuance of a building permit and to enter into a site plan agreement, if requested by the municipality;
 - (i) to convey five percent (5%) of the land to the municipality for park purposes as a condition of development or redevelopment of the land for residential purposes;
 - (j) to apply for a re-zoning of the property in the event that the Purchaser's proposed use of the property is not permitted by the zoning by-law. Such application is subject to the approval of the City and the approval of the Ontario Municipal Board.
- 6.2 This Agreement may not be assigned by the Purchaser. In particular and without limiting the generality of the foregoing statement, it is understood and agreed that only the Purchaser named herein shall take title on closing and the Purchaser does not have the right to direct the Owner to convey the land to the Purchaser in trust, to the Purchaser and another or to a new third party.
- 6.3 In consideration for the grant of the hereinbefore described land to the grantee, in addition to payment of the sale price to the grantor, the grantee covenants and agrees to and with the grantor:
- 1. That the grantee shall commence construction of a building, having a minimum building area of 4000 square feet, upon the hereinbefore described land by not later than December 24, 1987.
- Building area is the greatest horizontal area of a building within the outside surface of the exterior walls. Construction is considered commenced when the foundations have been installed as determined by the Office of the Building Commissioner.
- 2. That the grantee shall complete construction of the said building not later than December 24, 1988.
- The building is considered completed upon the issuance by the Office of the Building Commissioner of a Final Inspection Report.
- 3. In the event that the grantee does not comply with covenants 1 and 2 or either of them by the date(s) set out therein, the grantee covenants and agrees that the grantee shall sell the lands to The Corporation of the City of Hamilton, free and clear

of all charges, encumbrances, liens, claims or adverse interests whatsoever - if requested by the City, for the sale price herein, (without any interest) - less (a) the herein deposit; (b) the commission paid (if any) by the City to a real estate agent; (c) arrears of realty taxes (including the local improvement charges), penalty and interest owing on them - and further, without increase or compensation for costs of any improvements, additions, alterations, services or structures on, in or under the said lands.

- 6.4 The Purchaser agrees that the restrictions, covenants and agreements in paragraph 6.3 shall not merge upon the closing of this transaction but shall continue in full force and effect for the benefit of the Vendor, its successors and assigns.
- 6.5 The Purchaser agrees that the deed to him which he shall execute shall be subject to and include said paragraph 6.3 and its restrictions, covenants and agreements.

6.6. The purchaser agrees:

- (a) that he shall enter into a site plan agreement with the City in a form satisfactory to the City under section 40 of The Planning Act (R.S.O. 1980 c. 379 as amended).
- (b) The agreement shall include:
 - (i) The Purchaser's acknowledgement that the City has installed a berm approximately 4 feet high and approximately 20 feet wide along the rear of the property, which berm is shown as Part 12 on Reference Plan 62R-6932.
 - (ii) The Purchaser's acknowledgement that the City has landscaped the berm with grass, shrubs and trees to establish a visual barrier along the Queen Elizabeth Way frontage of the Purchaser's property, as illustrated on a landscape plan dated August 15, 1983 designed by F. Berndt of the Dept. of Public Works of the City of Hamilton.
 - (iii) The obligation of the Purchaser for himself, his heirs, successors and assigns, as the case may be, to:
 - (a) maintain and keep good care of the said landscaping including the replacement of same when necessary;
 - (b) not to remove the landscaping or the berm, and;
 - (c) not to alter the berm or the landscaping except to improve the landscaping.
- (c) The Purchaser agrees to register the said agreement on title to the said land free and clear of all encumbrances at the time of the delivery of the City's deed of the said land to the Purchaser.

6.7. The Purchaser acknowledges that he is obliged in respect of the balance of the whole property (the bulk of his site) and the purchaser agrees he shall in respect of his development of the said balance of the whole property, apply for approval of the City under Section 40 of The Planning Act, R.S.O. 1980 c. 379 as amended, and receive the approval of the City, prior to obtaining his Building Permit.

6.8. The Purchaser also agrees that paragraphs 6.6 and 6.7 shall not merge upon the delivery of the City's deed herein, but shall remain in full force and effect.

6.9. The Purchaser acknowledges to the City that the Purchaser realizes he is obliged to apply for building and land use permit to the Ministry of Transportation and Communications because the whole property is adjacent to the Provincial Queen Elizabeth Way Highway.

03/31/87

SCHEDULE "A"

PROPERTY ADDRESS
384 Birch Avenue
HAMILTON, ONTARIO

OWNER'S INTEREST
DAVID HENRY BARCLAY

ELEMENTS OF COMPENSATION

Market Value of Realty	\$12,000.00
Legal Fees, re 384 Birch Ave. Mr. R. Walker	\$ 500.00
TOTAL COMPENSATION	<u>\$12,500.00</u>

It is understood and agreed that the amount of \$12,500.00 is full and final payment of all compensation whatsoever which David Henry Barclay might be entitled to as a result of the acquisition by the Corporation of the City of Hamilton of the land known as 384 Birch Avenue, HAMILTON, ONTARIO.

DATED AT Hamilton this 20th day of February 1988

WITNESS:

Randall E. Walker

David H Barclay

REPORT OF THE LEGISLATION COMMITTEE

To The Council of the Corporation of the City of Hamilton.

Members of Council:

The Legislation Committee presents its Seventh Report for 1987 and respectfully recommends:

- *1. That the City of Hamilton discontinue displaying banners on the City Hall balcony.

Note: For the information of the members of City Council, staff have been requested to provide a report on alternate methods that can be used to allow community groups the opportunity to publicize their events.

The following groups received approval to display their banners prior to the above noted change:

Red Cross Society - March 1 to 31
Easter Seals Campaign - March 1 to 31
Fire Fighters Association - May 18 to June 1
Hamilton Automobile Dealer Association - October 12 to 26

2. That approval be given to the action of the Legislation Committee in authorizing the display of the Greek flag at City Hall during the week of 1987 March 22 to 28 in celebration of Greek Independence Day.
3. That permission be granted to the Canadian Cancer Society to:
 - (a) To use the City Hall forecourt on Sunday, 1987 April 26 for the Annual Great Ride to Beat Cancer from approximately 10:00 a.m. to 5:00 p.m.
 - (b) That the following equipment be provided for their use:
 - (i) P. A. System
 - (ii) Chairs (15)
 - (iii) Tables (7)
 - (iv) Washroom facilities - female and male
 - (v) Electricity - plugs and cords
 - (vi) Water facilities
 - (vii) Rear unloading facilities
 - (c) That staff overtime of approximately 6 hours at an estimated amount of \$140 be approved for a Property Maintenance Worker to set up and clear away the above requested equipment.

Note: For the information of the members of City Council, funding for this staff time to be charged to Account #0321-0760, Use of City Hall Facilities and Equipment by Outside Groups.

4. That permission be granted to The Association of Trial Lawyers of America to use the Council Chamber on Friday, 1987 April 3 from 1:00 p.m. to 4:00 p.m. to hold the Ontario Competition finals for the Associations Annual Oratorical Contest.

Note: For the information of the members of City Council, there will be approximately 10 contestants from across Ontario competing.

5. (a) That permission be granted to the City-Wide Choir of the Hamilton Board of Education to perform at City Hall on the second floor foyer area on Tuesday, 1987 April 28th from 12:00 o'clock noon to 12:30 o'clock p.m.

- (b) That a piano and choir risers be provided.

Note: For the information of the members of City Council, this performance will take place during Education Week - April 26 to May 2. The newly formed choir consists of 100 Grade 4, 5 and 6 students from over 30 schools.

6. That civic gold rings be awarded to the following members of the Hamilton Roadrunners Floor Hockey Team who won the Canadian National Championship during the Canadian Special Olympics held in Calgary this past summer of 1986:

Myles Poulton
Jack Nice
Pat Gallagher
Ron Aquino
Mike Pielozz
Bill Mleczo
Bill Mackie
Darcy Owens
Ken Wales
Steve Kari
Mike Pollington
Chuck Frame
Kelvin Mingo
Graham Sternick
Art Stephenson
Mike Harris
Paul Hureau

7. That civic gold rings be awarded to the following athletes for winning gold medals at the Canadian Special Olympics held in Calgary this past summer of 1986:

<u>Name</u>	<u>Event</u>
Nancy Horsman	- track & field
Phyllis Wass	- swimming
John Wass	- swimming
Chuck Restivo	- swimming
Kelly Touratzikian	- track & field

8. That civic gold rings be awarded to the following team members of the Hamilton Nationals Soccer Club who won the Brazilian Paulista Cup Tournament in 1986 December:

Eugene Rispoli - Captain
Larry Pretto
Rone Chaio
Rob Caprilli
Guido Boin
Bob Pretto
Brian Gibson, Jr.
Russel Marcano
Angelo Civitearele
Lina Tommassetti
Sean Grant
Steve Girgenti
Jack Ferrara
Jim Young, Coach
Christine Kovich, Trainer
Brian Gibson Sr., Assistant Coach

9. That a ruby insert into a previously awarded civic gold ring be granted to Mr. Sam Milligan who won the Canadian National Matches Sporting Rifle Section held in Kitchener, Ontario on 1986 August 16 to 23.

Note: For the information of the members of City Council, Mr. Milligan won his civic gold ring in 1965 and a diamond insert in 1984. The above award of a ruby insert completes the civic honours to Mr. Milligan in the Canadian/International Division.

10. That civic awards be granted to the following members of a Hamilton and District 5-pin bowling team who won the Canadian Bowling Championships:

<u>Name</u>	<u>Award</u>
Josephine Tuck	Gold Ring
Sharon Worrton	Diamond Insert
Janice Askin	Gold Ring
Cathy Munro	Ruby Insert

11. That the City Clerk be authorized to remit payment to the Association of Municipalities of Ontario in the amount of \$8 050 for the City of Hamilton's 1987 membership fee.

Note: For the information of the members of City Council, funding for this expenditure to be charged to Account #0321-0693, City of Hamilton Memberships.

12. That a one-minute cessation of work be observed by all City Hall employees on Tuesday, 1987 April 28 at 11:00 a.m. in recognition of all workers who have been killed, injured or disabled on the job.

Note: For the information of the members of City Council, April 28th is the Official Day of Recognition.

13. That the City of Hamilton support, in principle, the proposal received from Mayor McDonald of Ville de Pierrefonds, Quebec to establish a Joint Federal/Provincial/Municipal Apprentice Programme.

- * 14. City Council at its meeting held Tuesday, 1987 February 10th referred back Section 1 of the Fourth Report of the Legislation Committee which would have amended Licencing By-Law No. 79-323, to provide for the issuance of a "special owner's licence" to Mr. Peter Kotuziak, 6 Balsam Avenue North, Hamilton on compassionate grounds.

Note: For the information of the members of City Council, The Legislation Committee at its meeting held Monday, 1987 March 23rd reviewed this matter and agreed that Licencing By-Law No. 79-323 should not be amended.

15. That the following tax adjustments as recommended by the Tax Appeal Review Committee at its meeting held 1987 March 4 be approved:

	Amount (1)	(2)	(3)	(4)
	Prior Year 1986	Year-to-Date 1987	Tax Review Committee Jan. 7/87	Total Year-to-Date 1987
Compassionate	\$ 11,951.37	\$ 700.00	\$ 1,150.00	\$ 1,850.00
	(1)	(2)	(3)	(4)
	Prior Year 1986	Year-to-Date 1987	Tax Review Committee Jan. 7/87	Total Year-to-Date 1987
Business	\$1,850,468.26	\$120,886.38	\$63,101.86	\$183,988.24
	(1)	(2)	(3)	(4)
	Prior Year 1986	Year-to-Date 1987	Review Committee Jan. 7/87	Tax Total Year-to-Date 1987
Realty	\$ 466,873.64	\$ 29,168.60	\$28,711.57	\$ 57,880.17

*PROPOSED AMENDMENT LOST
RECORDED VOTES, SEE PAGE 563 and 564

SECTION 14 AMENDED, SEE PAGE 659

16. (a) That Section 11 of the Sixth Report of the Legislation Committee adopted by City Council at its meeting held Tuesday, 1987 March 10 be rescinded, and
- (b) That the Mayor be authorized to issue a proclamation proclaiming Daylight Saving Time in the City of Hamilton from 2:00 a.m., Sunday, 1987 April 5 to 2:00 a.m., Sunday, 1987 October 25.

Note: For the information of the members of City Council, Provincial legislation was recently passed respecting Daylight Saving Time which amends the ending of Daylight Saving Time to the last Sunday of October, rather than the second Sunday of November.

17. That the Mayor and City Clerk be authorized to execute the Minutes of Settlement and Release of the Ontario Human Rights Commission executed by Mrs. Johnson on 1987 February 25.

Respectfully submitted,

S. K. Reeder, Secretary
Legislation Committee
1987 March 23

ALDERMAN V. J. AGRO, CHAIRMAN
LEGISLATION COMMITTEE

*SECTION 14 AMENDED TO READ:

14. That Licencing By-law No. 79-323 be not amended.

NOTE: City Council at its meeting held Tuesday, 1987 February 10 referred back Section 1 of the Fourth Report of the Legislation Committee which would have amended Licencing By-law No. 79-323, to provide for the issuance of a "special owner's licence" to Mr. Peter Kotuziak, 6 Balsam Avenue North, Hamilton on compassionate grounds.

REPORT OF THE PERSONNEL COMMITTEE

To the Council of The Corporation of the City of Hamilton.

Members of Council:

The Personnel Committee presents its SIXTH Report for 1987 and respectfully recommends:

1. Approval of rates, effective May 1, 1987, for The Mechanical Contractors Association of Hamilton and the United Association of Journeymen and Apprentices of the Plumbing and Pipe Fitting Industry of the United States and Canada, Local Union 67, attached hereto as Schedule "A".
2. Approval of Appointments and Terminations in permanent and temporary service with The Corporation of the City of Hamilton to 1987 March 16, as set out on the list attached hereto as Schedule "B".

Respectfully submitted,

ALDERMAN M. KISS, CHAIRPERSON,
PERSONNEL COMMITTEE.

E. A. Simpson, Secretary,
1987 March 25.

03/31/87

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SCHEDULE "A"

Referred to in Section 1 of the
SIXTH Report of the Personnel
Committee.

The Mechanical Contractors Association of Hamilton and the United Association of Journeymen and Apprentices of the Plumbing and Pipe Fitting Industry of the United States and Canada, Local Union 67

	<u>Effective May 21/86</u>	<u>Effective May 1/87</u>
Basic Rate	\$19.74	\$20.42
Vacation Pay (10%)	1.97	2.04
Welfare	1.15	1.15
Pension	1.25	1.25
Training	.04	.04
S.U.B.	.20	.20
Article 23	.02	.02
Q.P.T.P.F.	.02	.02
Union Field Dues	<u>.20</u>	<u>.20</u>
TOTAL	\$24.59	\$25.34
Association Fund	<u>.13</u>	<u>.13</u>
TOTAL PACKAGE	\$24.72	\$25.47

Foremen -- Plus 10%

Work Week -- 36 hours

Notes: Union Field Dues 1% of basic wage rate, for each hour's pay earned.

SCHEDULE "B"

Referred to in Section 2 of the SIXTH
Report of the Personnel Committee.

THE CORPORATION OF THE CITY OF HAMILTON
APPOINTMENTS TO PERMANENT POSITIONS

NAME	CLASSIFICATION	DEPARTMENT	REASON HIRED	SALARY SCHEDULE	RATE	EFFECTIVE DATE
Mr. Ronald Farthing	Foreman II (Districts)	Public Works	replacing Mr. Leonard Manning - retired	12C	\$30,244.24 per annum	87/03/09
Mr. David Billyard	Foreman II (Sanitation)	Public Works	replacing Mr. Douglas Duncan - promoted	12C	\$31,841.16 per annum	87/02/23
Mrs. Evelyn Buffett	Stenographer II	Building	replacing Ms. Beverley Lafave - resigned	E-4	\$377.25 per week	87/02/23
Mr. Jay Bутtenham	Garbage Truck Driver	Public Works	replacing Mr. Paul Smith - promoted	D-9	\$11.402 per hour	87/02/23
Mr. Salvatore Capostagno	Foreman III (Districts)	Public Works	additional staff	13C	\$29,415.88 per annum	87/03/04
Mr. Harold Cooper	Foreman II (Sanitation)	Public Works	replacing Mr. Kerwin McGowan - retired	12C	\$31,841.16 per annum	87/02/23
Mr. William Cryer	Motor Mechanic	Central Garage Division of Public Works	replacing Mr. Allan Ripley - resigned	D-17	\$13.347 per hour	87/03/02
Mr. Abelardo Estravillo	Motor Mechanic	Central Garage Division of Public Works	replacing Mr. Larry Clements - resigned	D-17	\$13.347 per hour	87/02/25

THE CORPORATION OF THE CITY OF HAMILTON
APPOINTMENTS TO PERMANENT POSITIONS

NAME	CLASSIFICATION	DEPARTMENT	REASON HIRED	SALARY SCHEDULE	RATE	EFFECTIVE DATE
Mr. Allan Gilbert	Sports Co-Ordinator	Culture and Recreation	new position	113B	\$26,679.64 per annum	87/03/02
Miss Cathy Good	Licence Clerk	City Clerk's	replacing Ms. Sharon Mills - resigned	A-3	\$412.15 per week	87/02/23
Mrs. Karen Grywacheski	Taxation Clerk IV	Treasury	replacing Ms. Pamela Collier - promoted	E-4	\$365.58 per week	87/03/16
Mr. Terry Lane	Lieutenant	Fire	replacing Mr. George Almas - promoted	C-7	\$39,876.67 per annum	87/03/10
Ms. Colleen Leckie	Receptionist - Aldermen's Office	City Clerk's	replacing Mrs. Norma Wright - transferred	107	\$17,075.76 per annum	87/03/02
Mr. Stephen LeLievre	Program Organizer	Culture and Recreation	replacing Mr. Michael Cheeseman - promoted	A-7	\$429.73 per week	87/02/23
Mr. Joseph Mangano	Truck Driver (Districts)	Public Works	replacing Mr. John Bovaldi - promoted	D-7	\$11.287 per hour	87/02/16
Ms. Eileen Rezes	Stenographer IV	Public Works	replacing Miss Jeannie Dodman - promoted	E-2	\$312.39 per week	87/03/09

03/31/87

THE CORPORATION OF THE CITY OF HAMILTON
APPOINTMENTS TO PERMANENT POSITIONS

NAME	CLASSIFICATION	DEPARTMENT	REASON HIRED	SALARY SCHEDULE	RATE	EFFECTIVE DATE
Miss M. Joyce Walton	Switchboard Operator (City Hall)	City Clerk's	replacing Miss Cathy Good - transferred	A-3	\$394.68 per week	87/03/09
Mr. Donald Williams	Fire Safety Officer	Fire	replacing Mr. Donald Peters - promoted	C-7A	\$39,876.67 per annum	87/03/09

THE CORPORATION OF THE CITY OF HAMILTON
TERMINATIONS FROM PERMANENT POSITIONS

NAME	CLASSIFICATION	DEPARTMENT	REASON	LENGTH OF SERVICE	EFFECTIVE DATE
Mr. George Bell	Program Organizer	Culture and Recreation	resigned	2 weeks	87/03/06
Mr. John Drysdale	Garbage Truck Driver	Public Works	retired	19 yrs. & 3 mos.	87/02/27
Mr. David Freeman	City Architect and Co-Ordinator Lloyd D. Jackson Square	City Architect's	resigned	4 yrs. & 4 mos.	87/02/27
Miss Tamara Hulkowich	By-law Enforcement Constable	Traffic	resigned	3 weeks	87/02/27
Mrs. Ann Hynd	Senior Accounting Clerk	H.E.C.F.I.	resigned	8 yrs. & 10 mos.	87/02/20

THE CORPORATION OF THE CITY OF HAMILTON
APPOINTMENTS TO TEMPORARY POSITIONS

NAME	CLASSIFICATION	DEPARTMENT	REASON HIRED	SALARY SCHEDULE	RATE	EFFECTIVE DATE
Mrs. Susan Dalton	Lifeguard I (temporary)	Culture and Recreation	replacing Mrs. Gayle Hamilton - temp. promoted	CH-5	\$342.32 per week	87/03/02
Mr. Harold Kerwin	Foreman II (Sanitation) (temporary)	Public Works	replacing Mr. Horace Curtis - on L.T.D.	12C	\$28,848.04 per annum	87/03/09
Mr. Jeff Martin	Program Organizer (temporary)	Culture and Recreation	replacing Mrs. Jeanne Pacey - maternity leave	A-7	\$429.73 per week	87/02/23
Ms. Stella Murphy	Legislative Assistant II (temporary)	City Clerk's	replacing Mrs. Laura Peddle - maternity leave	112	\$24,779.56 per annum	87/03/02

NAME	CLASSIFICATION	DEPARTMENT	REASON	LENGTH OF SERVICE	EFFECTIVE DATE
THE CORPORATION OF THE CITY OF HAMILTON					
TERMINATIONS FROM TEMPORARY POSITIONS					

NO TERMINATIONS FROM TEMPORARY SERVICE AT THIS TIME

REPORT OF THE FINANCE COMMITTEE

To the Council of the Corporation of the City of Hamilton

To the Members of Council:

The Finance Committee presents its **FIFTH** Report for 1987 and respectfully recommends:

1. That a purchase order be issued to Moore Business Forms, Burlington for the supply and delivery of Stock Tabulating Carbonless Paper as and when required during 1987 in accordance with specifications issued by the Director of Purchasing and Vendor's tender, at the following prices:

- 14-7/8 x 8-1/2 Two part carbonless	31.08
- 14-7/8 x 8-1/2 Three part carbonless	51.61
- 14-7/8 x 8-1/2 Four part carbonless	70.96

NOTE: Lowest acceptable of four (4) tenders received. Funds provided in Operating Supplies Account #0323-2523.

2. That a purchase order be issued to ABF Business Forms, Burlington for the supply and delivery of Stock Tabulating One Part and Carboned Paper as and when required during 1987 in accordance with specifications issued by the Director of Purchasing and Vendor's tender, at the following prices:

- 9-1/2 x 11 One part plain	\$ 7.64/100
- 14-7/8 x 8-1/2 One part lined	7.71
- 11 x 8-1/2 One part lined	6.05
- 11 x 8-1/2 Three part lined	26.33
- 11 x 8-1/2 Four part lined	36.02

NOTE: Lowest of five (5) tenders received. Funds provided in Operating Supplies Account #0323-2523.

3. That a purchase order be issued to Dependable Truck and Tank Limited, Brampton in the amount of \$250,952 for One (1) Class "A" 5,000 L/min. (1050 G.P.M.) Fire Department Triple Combination Pumper in accordance with specifications issued by the Director of Purchasing and Vendor's Proposal including conditions noted.

NOTE: Only proposal received. Funds provided in Depreciation Account #0208-01.

4. (a) That the City enter into a lease with Ann's Auto Sales and Service Ltd. to lease the property at 441 Kenilworth Avenue North on an annual basis, commencing May 1, 1987. The annual rent of \$6 600 (including taxes estimated to be \$1 800) is to be paid in equal monthly installments of \$550 per month. The subject parcel has a frontage of 60 feet (18.28 metres) along the westerly limit of Kenilworth Avenue North by a depth of 121.5 feet (37.03 metres) and bears municipal number 441 Kenilworth Avenue North.

(b) That the City Solicitor be directed to finalize this agreement.
5. That the Mayor and City Clerk be authorized to execute a Quit Claim Deed to release the property known municipally as 572 Walmer Road, (Lot 282, Plan 593) from the covenant that the "vacant land shall not be sold without the consent in writing by the Board of Control for the City of Hamilton" set out in the City's 1953 Deed registered as Instrument No. 223820 N.S.
6. (a) That the claim of Mary Rogano against the City be settled in the amount of \$138.20. On December 28, 1985 Mary Rogano seriously injured her left knee in a tobaggoning accident at Chedoke Winter Sports Park when she collided with a metal tree support. She is a medical student and the injury could limit her choice of specialties as she cannot stand for any length of time. Liability was denied. However, she has incurred \$138.20 in taxi expenses and her solicitor has advised that she is prepared to settle her claim for the amount which is being recommended.

(b) That the claims of Muriel Perigo be settled in the amount of \$11 140 inclusive of interest, costs and O.H.I.P. On June 14, 1984, Mrs. Perigo fell on a City sidewalk in front of 48 Manning Avenue injuring her right foot, back and breaking her left wrist. She commenced action against the City by Writ of Summons issued June 22, 1984. By Statement of Claim dated December 21, 1984 she claimed damages totalling \$350 000 plus interest and costs. Subject to approval, a settlement has been negotiated with her solicitor in the amount of \$11 140 inclusive of interest, costs and O.H.I.P. which is being recommended.

- (c) That the Claim of Eleanor Patricia Russell be settled in the amount of \$2 500 inclusive of interest, costs and O.H.I.P. On September 22, 1986, Mrs. Russell fell on the City sidewalk in the vicinity of 132 Wellington Street South injuring her right knee and ankle. Further, she was unable to work at her job as a visiting homemaker for more than one month. She commenced action against the City by Statement of Claim dated December 19, 1986 claiming damages totalling \$6 519 inclusive of interest and costs. Subject to approval, a settlement has been negotiated with her solicitor in the amount of \$2 500 inclusive of interest, costs and O.H.I.P. which is being recommended.
- (d) That the claim of Mrs. Margaret Twiss be settled in the amount of \$1 000 inclusive of interest and costs. On October 24, 1985, Mrs. Twiss fell due to a ridge in the crosswalk on Hughson at King Street suffering injury to her right knee. She commenced action against the City by Statement of Claim dated December 19, 1985 claiming damages in the amount of \$20 000 plus interest and costs. She has agreed to accept \$1 000 inclusive of interest and costs which is being recommended.
- (e) That the claims of Giovanni Petta, Maria Petta and Rita Petta be settled in the amount of \$6 000 inclusive of interest, costs and O.H.I.P. On November 23, 1985 Giovanni Petta fell on a City sidewalk on the north side of Mohawk Road East in the area of 785 Mohawk Road East causing injury to his right arm and shoulders and fracturing his knee cap. He was unable to work at his job as a cement finisher for several months due to this accident. He, his wife, Maria and daughter, Rita, commenced action against the City by Statement of Claim dated January 15, 1986 claiming \$100 000 plus interest and costs. A settlement has been negotiated with their solicitor in the amount of \$6 000 inclusive of interest, costs and O.H.I.P. which we is being recommended.
- (f) That the claims of Weldon Orr and the City against Mr. James Panther (Panter) be settled in the amount of \$665.44 as per Small Claims Court judgment of December 23, 1982 and subsequent recovered added thereto. On September 3, 1981 Mr. Orr, a City By-law Enforcement officer, was assaulted by Mr. James Panther (Panter) while giving him a traffic violation ticket. Mr. Orr suffered injury to his left knee and left side of his neck. Action was commenced by Mr. Orr and the City against Mr. Panther (Panter) in Small Claims Court.

After deduction of the City's expenses there will remain a surplus of \$229.56. In accordance with the provisions of Section 8(4) of The Workers' Compensation Act, R.S.O. 1980, Chapter 539 and application by Mr. Orr, it is recommended that payment of the surplus be made to Mr. Orr. Said surplus remains as a credit to the City and must be deducted from the amount of any further compensation or other benefits to which Mr. Orr may become entitled to from the Workers' Compensation Board with respect to this accident.

- (g) That the claims of Elizabeth Susan Erwood, Phillip Gordon Erwood, Gary Ronald Erwood and Cecile Yvonne Erwood be settled in the amount of \$12 607.20 inclusive of interest, costs and O.H.I.P. with the settlement being split between Mr. and Mrs. Morash, Mr. and Mrs. Berta, John Stark and the City meaning that the City's contribution will be \$3 151.80. On February 21, 1985 Cecile Yvonne Erwood fell due to ice and snow on the City sidewalk on Fraser Avenue between 158 Campbell Avenue (on the corner) owned by Joseph and Ella Berta and 11 Fraser Avenue owned by Ross C. and Sherann Morash. As well a motor vehicle owned by John Stark was parked partly on the sidewalk and Mrs. Erwood alleged that this also contributed to her fall. Mrs. Erwood broke her left ankle and commenced action against the City as well as Mr. and Mrs. Morash, Mr. and Mrs. Berta and John Stark by Statement of Claim dated May 2, 1985 claiming damages totalling \$100 000 plus interest and costs. Subject to your approval a settlement has been negotiated whereby the Erwoods' claims are to be settled for \$12 607.20. The insurers for Mr. and Mrs. Morash, the insurers for Mr. and Mrs. Berta, the insurers for John Stark and the City will contribute to the settlement equally meaning that the City will pay \$3 151.80 which payment is being recommended.
- (h) That the claims of Anthony Pieluck against the City be settled in the amount of \$4 567 inclusive of interest, costs and O.H.I.P. On December 30, 1985, Mr. Pieluck fell on the stairway leading from Ford and Grange Streets to the north side of Young Street injuring his right ankle. By Notice of Action dated March 26, 1986 and Statement of Claim dated April 11, 1986 he commenced action against the City claiming \$75 000 plus interest, costs and O.H.I.P. Subject to your approval, a settlement has been negotiated with his solicitor in the amount of \$4 567 inclusive of interest and costs and O.H.I.P. which settlement is being recommended.

- (i) That the claims of Domenico Barberini and the City related to Domenico Barberini against Crayford Enterprise Ltd. et al be settled in the amount of \$260.95. On August 18, 1981, Mr. Barberini suffered a minor injury to his left arm and elbow when he pushed a co-worker, Mr. Ferdinando Ricciardone, out of the way of a back-hoe owned by Crayford Enterprise Ltd. Mr. Ricciardone was hit in the back by the back-hoe and suffered major injuries. The settlement of his claim in the amount of \$132 000 was approved by City Council at its meeting of July 22, 1986.

After deduction of the City's expenses of \$10.95 for medical aid given to Mr. Barberini through Workers' Compensation there will remain a surplus of \$250. In accordance with the provisions of Section 8(4) of The Workers' Compensation Act, R.S.O. 1980, Chapter 539 and application by Mr. Barberini it is recommended that payment of the surplus be made to Mr. Barberini. Said surplus remains as a credit to the City and must be deducted from the amount of any further compensation or other benefits to which Mr. Barberini may become entitled to from the Workers' Compensation Board with respect to this accident.

- (j) That the claims of Joseph Ricottone, Michael McGaw and the City against Dean T. Weaymouth and Kathleen Jones be settled in the amount of \$12 373.76 inclusive of interest and costs, to be paid to the City. Mr. McGaw, a City firefighter, was operating a City emergency vehicle on Upper Gage Avenue near its intersection with Limeridge Road when it was struck by a vehicle driven by Dean Weaymouth and owned by Kathleen Jones. Mr. McGaw suffered injury to his back and his passenger Joseph Ricottone suffered injury to his neck in the accident. Mr. Ricottone's injuries have resolved. Mr. McGaw's back still bothers him, however, the City's doctor does not anticipate any permanent lasting disability and does not anticipate a need for surgical intervention.

After deduction of the City's expenses of there will remain a surplus of \$6 550 to be paid to Mr. McGaw and a surplus of \$1 310 to be paid to Mr. Ricottone pursuant to the provisions of The Workers' Compensation Act. In accordance with Section 8(4) of The Workers' Compensation Act, R.S.O. 1980, Chapter 539 and application by Mr. McGaw and Mr. Ricottone, it is recommended that payment of the surpluses be made to them. Said surpluses remains as a credit to the City and must be deducted from the amount of any further compensation or other benefits to which Mr. Barberini may become entitled to from the Workers' Compensation Board with respect to this accident.

7. That the total 1986 current fund overdrafts, in the amount of \$865 900, as shown in Appendix "A" attached, which have originated since the Council meeting of December 9, 1986, be approved.

8. That approval be given to the following Convention/Reception grants and that these expenditures be charged to grants account 0374-10XX.
- (a) That a grant in the amount of \$4 500 be made to the Radio, Television News Directors Association of Canada to be used to assist in defraying expenses associated with their annual conference to be held in the City of Hamilton, June 18-20, 1987. This national conference will bring to Hamilton some 150 news directors from the electronic media from across Canada.
 - (b) That a grant in the amount of \$1 000 be made to the Parents without Partners, Inc. to be used to assist in defraying expenses associated with their conference to be held in the City of Hamilton, May 15-18, 1987. Estimated attendance approximately 400 delegates from across Canada and some visitors from the United States.
 - (c) That a grant in the amount of \$3 000 be made to the Holy Spirit Ukrainian Catholic Church to be used to assist in defraying expenses associated with their international conference to be held in the City of Hamilton, May 31 - June 2, 1987. The Ukrainian Community in Hamilton will be celebrating a millenium of Christianity of their people. This international conference will bring to Hamilton approximately 1 400 delegates from across Canada, the United States and Europe.
 - (d) That a grant in the amount of \$1 000 be made to the Ontario Hooking Craft Guild to be used to assist in defraying expenses associated with their 21st Annual Display of Traditional Hooked Rugs and Wall Hangings to be held in the City of Hamilton April 24-26, 1987. Estimated attendance is 600 delegates.
 - (e) That a grant in the amount of \$500 be made to the Professional Secretaries International to be used to assist in defraying expenses associated with their Ontario Division Annual Meeting to be held in the City of Hamilton, May 8-10, 1987. Estimated attendance is approximately 150 delegates.
 - (f) That a grant in the amount of \$500 be made to the Hamilton and District Five Pin Bowlers Association to be used to assist in defraying expenses associated with the Ontario Provincial Finals Bowling Tournament to be held in the City of Hamilton, April 15-18, 1987. Estimated attendance is approximately 600 participants.

- (g) That a grant in the amount of \$1 000 be made to the School of Physical Education and Athletics, McMaster University, to be used to assist in defraying expenses associated with hosting the Canada Cup International Volleyball Tournament to be held at McMaster University, March 26, 1987. Estimated attendance is approximately 3 500 persons. This tournament will bring to Hamilton competitors, officials, coaches and delegates of national teams from Canada, United States, Korea, Japan, China and Cuba.
- (h) That a grant in the amount of \$600 be made to the School of Physical Education and Athletics, McMaster University to be used to assist in defraying expenses associated with hosting the National Gymnastics Championships at McMaster University on March 6 and 7, 1987 and a reception for the coaches and dignitaries of the Canadian Inter-University Athletic Union.
- (i) That a grant in the amount of \$250 be made to the Ontario Federation of Secondary School Athletic Association to be used to assist in defraying expenses associated with hosting the 1987 Ontario High School Curling Championships to be held in the City of Hamilton, March 26-28, 1987. Estimated attendance is approximately-100 delegates.
- (j) That a grant in the amount of \$500 be made to the Ontario Collegiate Drama Festival (Hamilton) to be used to assist in defraying expenses associated with their annual festival to be held in the City of Hamilton, May 7-9, 1987. Estimated attendance is approximately 250 delegates.
- (k) That a grant in the amount of \$1 500 be made to the Canadian Institute of Food Science and Technology to be used to assist in defraying expenses associated with their 30th Annual Meeting to be held in the City of Hamilton, May 17-20, 1987. Estimated attendance is approximately 700 delegates.
- (l) That a grant in the amount of \$2 500 be made to the Canadian Association of Equipment Distributors to be used to assist in defraying expenses associated with their Annual Convention to be held in the City of Hamilton, June 14-16, 1987. Estimated attendance is approximately 400 delegates.

*(m) That a grant in the amount of \$1 000 be made to the Hamilton Society for the Prevention of Cruelty to Animals to be used to assist in defraying expenses associated with a National Conference being held in the City of Hamilton, April 24 - 27, 1987 in conjunction with the Canadian Federation of Humane Societies. Estimated attendance is approximately 250 delegates from across Canada.

(n) That an additional grant in the amount of \$900 be made to the Hamilton Seekers Volleyball Club to be used to assist in defraying expenses associated with hosting the Ontario Midget Volleyball Championships to be held at McMaster University, March 28 - 29, 1987.

NOTE: At its meeting held 1987 March 10, City Council on the recommendation of the Finance Committee approved a convention/reception grant in the amount of \$600 to the Hamilton Seekers Volleyball Club. The applicant originally requested \$1 500. In accordance with the grant policy, the applicant filed an appeal of this grant amount which was heard and approved by the Finance Committee at its meeting held 1987 March 24.

9. That approval be given to the following general grants and that these expenditures be charged to Grants Account No. 0374-XXXX:

(a) That a grant in the amount of \$2 000 be made to the Cathedral Alumni Association to be used to assist in defraying expenses associated with their Basketball Team Trip to the Alhambra Invitational Tournament in Cumberland, Maryland, March 18 -22, 1987.

(b) That a grant in the amount of \$2 000 be made to the Cathedral Girls High School to be used to assist in defraying expenses associated with "Experience '86".

"Experience '86" involves an exchange program with Ashmount Secondary School, Alberta for the week of April 24 - 27, 1987. The group is made up of students of Cathedral Girls and Boys High Schools who are globally delayed and or mentally handicapped.

** (c) That a grant in the amount of \$150 000 be made to Opera Hamilton.

*Sub-section (m) of Section 8 deleted and replaced with the following:

8. (m) That the City of Hamilton host a reception at an estimated cost of \$5 000 in conjunction with the National Conference of the Canadian Federation of Humane Societies to be held in the City of Hamilton April 24 - 27, 1987 and that this amount be charged to Account No. 0373-1003 "Special Civic Receptions and Delegation Hosting".

**RECORDED VOTE, SEE PAGE 564

10. That the application of the Unified Family Courts and Conciliation Services for a grant in the amount of \$900 to defray expenses associated with their National Conference to be held in the City of Hamilton, March 29 - April 1, 1987 be denied as a similar application has already been approved by the Regional Municipality of Hamilton-Wentworth.

NOTE: Further detail and background information on the grant applications can be obtained by contacting Mr. D. K. Beattie, Grants Coordinator, Treasury Department.

- *11. That approval be given to restrike the Grant Sub-Committee comprised of Alderman P. Valeriano, Alderman T. Cooke and Alderman S. Collins.
- **12. (a) That no action be taken on reducing the user fee for Group "A" monthly bus passes.
- (b) That the question of whether Group "A" bus passes should be issued on a annual basis be referred to the Regional Commissioner of Transportation for inclusion in his study of alternate fare mediums to be conducted in 1987.
- (c) That the Regional Health and Social Services Committee be requested to investigate the feasibility and availability of a subsidy from the Ministry of Community and Social Services to finance the cost of a reduced user fee for Group "A" passes.

RESPECTFULLY SUBMITTED,

ALDERMAN P. O. VALERIANO, CHAIRMAN
FINANCE COMMITTEE

John Thompson , Acting Secretary

*Section 11 amended to read:

11. For the information of the members of City Council, the members of the Grants Sub-Committee for the remainder of this term of City Council are Alderman P. Valeriano, Alderman T. Cooke and Alderman S. Collins.

**RECORDED VOTE, SEE PAGE 566

APPENDIX "A"

Page 1 of 6

City of Hamilton
Treasury

Referred to in Item 7
of the Fifth Report of the
Finance Committee.

LIST OF REQUESTS FOR TRANSFERS AND OVERDRAFT APPROVALS WITHIN THE 1986 CURRENT BUDGET

03/31/87

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DEPARTMENT	ACCOUNT NUMBER	DESCRIPTION	APPROPRIATION	OVERDRAFT AMOUNT	(DEFICIT) POSITION (if any)	REMARKS
(1)	(2)	(3)	(4)	(5)	(6)	(7)
Legislative						
	0321-0146	Momentos	25,000.00	2,357.42		- financed from the savings
	0321-0165	Exhibition in Hamilton, Scotland	23,650.00	5,365.59		- the Mayor's activity.
	0321-0321	Office Supplies and Stationary	4,700.00	1,084.24		
	0321-0401	Salaries (Drivers)	118,930.00	10,440.00		- Overtime rate increase
	0321-0405	Employee Benefits (Drivers)	33,300.00	2,923.58		- Overtime rate increase
	0321-0447	Provision - Replace Auto Equipment	2,030.00	1,057.43		
City Clerks					(8,732.74)	
	0322-0112	Advertising and Publicity	59,000.00	30,368.58		
	0322-0116	Postage	32,200.00	6,022.62		
	0322-0121	Office Supplies and Stationary	45,000.00	6,095.42		- Large order of zoning forms.
	0322-0401	Salaries and Wages	110,100.00	1,915.50		
	0322-0531	Repairs and Maintenance - Equipment	11,450.00	1,951.07		- Major repair to colator.
	0322-0540	Prior Years Sales Tax		29,227.59		- Unforseen. Not budgeted.
	0322-0583	Rental - Office Equipment	70,000.00	10,731.12		- 13 month rental paid.
Treasury - Finance						
	0323-0111	Telephones	940.00	1,067.11		- Relocation of phones and additional lines added.
	0323-1016	Postage	84,150.00	2,913.54		- Increase in transactions volume. i.e. tax certificates and bills.
	0323-1319	Contractual Services	40,500.00	6,664.67		- Increase in summons, offset by an increase in revenue.

City of Hamilton
Treasury

LIST OF REQUESTS FOR TRANSFERS AND OVERDRAFT APPROVALS WITHIN THE 1986 CURRENT BUDGET

DEPARTMENT	ACCOUNT NUMBER	DESCRIPTION	APPROPRIATION	OVERDRAFT AMOUNT	(DEFICIT) POSITION (if any)	REMARKS
(1)	(2)	(3)	(4)	(5)	(6)	(7)
Treasury - Systems						
	0323-1502	Temporary Help		1,150.71		- Additional help due to staff illness.
	0323-1623	Operating Supplies	6,820.00	1,662.81		- Unforseen. Not bugeted for.
	0323-1640	Provincial Sales Tax		3,085.94		- Unforseen. Not bugeted for.
	0323-1641	Prior Years Sales Tax		5,555.17		
Treasury - Purchasing						
	0326-0101	Salaries and Wages	236,960.00	5,361.22		- Lump sum retirement payment to former employee.
	0326-0116	Postage	4,500.00	1,727.09		- Increase in courier services for tenders.
	0326-0121	Office Supplies and Stationary	4,920.00	1,444.05		- Large order of forms.
Solicitor						
	0325-0101	Salaries and Wages	787,440.00	1,791.56		- Reclassification of some positions.
	0325-0102	Temporary Help	2,780.00	6,456.20		- Extra staff needed due to maternity leaves.
	0325-0200	Disbursements	28,000.00	6,400.89		- Large number of legal matters.
Human Resources						
	0327-0154	Labour Relations - Professional Services	32,000.00	5,198.31		- Labour and legal service.

City of Hamilton
Treasury

LIST OF REQUESTS FOR TRANSFERS AND OVERDRAFT APPROVALS WITHIN THE 1986 CURRENT BUDGET

DEPARTMENT	ACCOUNT NUMBER	DESCRIPTION	APPROPRIATION	OVERDRAFT AMOUNT	(DEFICIT) POSITION (if any)	REMARKS
(1)	(2)	(3)	(4)	(5)	(6)	(7)
Community Development						
	0334-0116	Postage	2,980.00	1,413.07		- Increase in programs.
Fire						
	0341-0401	Salaries and Wages	658,600.00	3,701.67		- Retirement settlement for former employee (Fire Prevention).
Building						
	0344-0116	Postage	22,350.00	1,825.74		- Increase in correspondence due to substantial increase in permits issued.
Traffic						
	0345-0121	Office Supplies and Stationary	7,080.00	3,186.35		- Large form order placed.
	0345-0201/0101	Salaries and Wages	517,110.00	6,856.15		
	0345-0319	Contractual Enforcement	198,000.00	7,538.45		- needed to cover shortfall of Commissioners.
	0345-0500	Neighbourhood Watch	12,500.00	1,223.69		

City of Hamilton
Treasury

LIST OF REQUESTS FOR TRANSFERS AND OVERDRAFT APPROVALS WITHIN THE 1986 CURRENT BUDGET

DEPARTMENT	ACCOUNT NUMBER	DESCRIPTION	APPROPRIATION	OVERDRAFT AMOUNT	(DEFICIT) POSITION (if any)	REMARKS
(1)	(2)	(3)	(4)	(5)	(6)	(7)
Public Works					(167,210.92)	
	0350-XXXX		12,746,490.00	189,356.74		Net operating deficit of Public Works function:
Parks						
	0364-XXXX		6,612,030.00	83,976.72		Public Works (189,356.74) Parks (83,976.22) Central Garage 29,865.61 Cemeteries 76,436.93
						Year End Balance
						Net Deficit 167,210.92
						=====
						The operating deficit of the Public Works department is the result of an increase in tonnage of garbage collected as well as storm damage resulting from the 1986 ice storm. The operating deficit of Parks was due to an extended growing season which resulted in 1 extra cutting of grass within parks. As well as an expanded weed spraying program and additional maintenance costs for the Veevers property.

City of Hamilton
Treasury

LIST OF REQUESTS FOR TRANSFERS AND OVERDRAFT APPROVALS WITHIN THE 1986 CURRENT BUDGET

DEPARTMENT	ACCOUNT NUMBER	DESCRIPTION	APPROPRIATION	OVERDRAFT AMOUNT	POSITION (if any)	REMARKS
(1)	(2)	(3)	(4)	(5)	(6)	(7)
Culture and Recreation						
	0367-0131	Repairs and Maintenance				
		- Equipment	830.00	1,382.24		- Major repair to photocopier.
	0367-0181	Rental - Car Pool	12,200.00	2,996.68		
	0367-0587	Rental - Other Facilities	157,000.00	10,324.04		- Additional rental time due to Scott Park shutdown.
	0367-1031	Repairs and Maintenance				
		- Equipment	8,000.00	1,531.47		
	0367-1001	Salaries and Wages	568,680.00	33,370.96		- Increase in minimum wages, lifeguard reclassifications at district centres.
	0367-1801	Salaries and Wages	219,360.00	3,711.07		
	0367-1901	Salaries and Wages	215,560.00	3,335.35		
	0367-2101	Salaries and Wages	191,080.00	2,046.30		
	0367-2401	Salaries and Wages	165,210.00	5,446.96		
	0367-2501	Salaries and Wages	175,120.00	2,096.15		
	0367-2801	Salaries and Wages	199,700.00	2,231.11		
	0367-5101	Salaries and Wages	62,070.00	9,071.72		- Increase in minimum wage for temporary help.
	0367-6101	Salaries and Wages	48,810.00	3,469.99		
Historical Sites						
	0369-0112	Promotion and Publicity	41,260.00	1,069.06		- Additional promotional activities.
Miscellaneous						
	0378-02XX	Employee Benefits				
		- Other Pensioners	188,690.00	19,583.48		
	0378-04XX	Financial Tax Adjustments	1,000,450.00	20,462.95		
	0378-05XX	Tax Remissions and Adjustments	804,950.00	191,241.04		
	0378-1898	Damage Claims	100,000.00	9,274.12		

City of Hamilton
Treasury

LIST OF REQUESTS FOR TRANSFERS AND OVERDRAFT APPROVALS WITHIN THE 1986 CURRENT BUDGET

DEPARTMENT	ACCOUNT NUMBER	DESCRIPTION	APPROPRIATION	OVERDRAFT AMOUNT	(DEFICIT) POSITION (if any)	REMARKS
(1)	(2)	(3)	(4)	(5)	(6)	(7)
Miscellaneous - continued						
	0378-27XX	Unclassified Expenditures	60,000.00	29,581.56		
	0378-66XX	Transitional Costs of Employees	166,760.00	54,584.51		
			26,927,240.00	865,908.77		
			=====	=====		

REPORT OF THE CITY OF HAMILTON LICENSING COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The City of Hamilton Licensing Committee presents its **THIRD** Report for 1987 and respectfully recommends:

1. That the Cab Driver's licence application of Bernard Leslie Pearsall, 102 West Avenue South, #1, be denied.

NOTE: For the information of Members of City Council:

Mr. Persall appeared before the City of Hamilton Licensing Committee at its meeting held March 12, 1987. Information was presented as to his extensive criminal record. After consideration by members of the Committee, it is recommended that the licence application be denied. Additional information can be obtained from the Committee Secretary

Respectfully submitted,

ALDERMAN P. VALERIANO
CHAIRMAN

S. J. Dembe, Secretary
March 12, 1987

03/31/87

REPORT OF HIS WORSHIP MAYOR ROBERT M. MORROW

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Mayor presents his SECOND Report for 1987 and respectfully recommends:

1. For the information of the members of City Council, the following citizen member has been appointed to serve on the Mayor's Race Relations Committee for the duration of this Council's term of office:

Bill Delisser
(replacing Rev. Robert Foster as
representative of the Afro-Canadian
Caribbean Association)

Respectfully submitted

Robert M. Morrow
Mayor

S. Murphy, Secretary
Mayor's Race Relations Committee

1987 March 23

REPORT OF THE SPECIAL HARBOUR COMMITTEE

To the Council of The Corporation of the City of Hamilton.

Members of Council:

The Special Harbour Committee presents its FIRST Report for 1987 and respectfully recommends:

- *1. (a) That an approach be made to The Honourable Thomas McMillan, Minister of The Environment, impressing on him the urgency for the cleaning up of the Windermere Basin in the Hamilton Harbour, and requesting that he arrange for the Federal Government to provide the required \$1.25 million for this project.
- (b) That all Hamilton area M.P.'s be requested to actively support the City's efforts in obtaining \$1.25 million from the Federal Government to help finance the cleaning up of the Windermere Basin in the Hamilton Harbour, which should be done as soon as possible.

Respectfully Submitted,

ALDERMAN H. MERLING, CHAIRMAN,
SPECIAL HARBOUR COMMITTEE.

E. A. Simpson, Secretary,
1987 March 12.

*Sub-section (a) of Section 1 referred to the Transport and Environment Committee.

REPORT OF THE NOMINATING COMMITTEE

To the Council of The Corporation of the City of Hamilton.

Members of Council:

The Nominating Committee presents its **SECOND** Report for 1987 and respectfully recommends:

1. Approval of the appointment of Mr. J. R. Jones as a member of the City of Hamilton Licensing Committee.

This appointment to be until November 30, 1988, and is to fill the balance of the term of Mr. Albert J. McGurk, resigned.

RESPECTFULLY SUBMITTED,

MAYOR ROBERT M. MORROW, CHAIRMAN,
LICENSING COMMITTEE.

E. A. Simpson, Secretary,
1987 March 31.

04/14/87

- 687 -

MEETING OF HAMILTON CITY COUNCIL
TUESDAY, APRIL 14, 1987
7:30 O'CLOCK, P.M.

CA4 ON HBL NO
M21
1987

The Council met.

PRESENT: Robert M. Morrow, Esq., Mayor

Aldermen Cooke, Kiss, Agro, McCulloch, Valeriano, Hinkley, Copps,
Christopherson, Collins, Wheeler, Smith, Cowell, Gallagher, Merling,
Murray, Ross.

Pastor Allan Hyndman, Buchanan Park Free Methodist Church, led the Council in prayer.

His Worship Mayor Robert M. Morrow called the meeting to order.

Presentation of Civic Awards was made to the McMaster Marauder Basketball Team.

The minutes of the meeting of March 31, 1987, were taken as read and approved.

The following communications were received and forwarded to the appropriate Committee, except as indicated:

1. Letter from Mr. Brian Sweet, 2158 Gerrard St. East, Toronto, Ontario, re application to rezone 160 Grant Avenue, previously refused, dated April 1, 1987.
2. City Initiative CI-87-C for a change in zoning, property located at 53 Lake Avenue North, dated April 1, 1987.
3. Application from Parkway Toyota Limited, 191 Centennial Parkway North, Hamilton, Ontario, for a modification to District Regulations for property located at 191 Centennial Parkway North, dated April 3, 1987.
4. Application from 570812 Ontario Limited, 895 Don Mills Road, Suite 308, Toronto, Ontario, for a modification to District Regulations for property located at 875 Upper Wentworth Street, dated April 3, 1987.
5. Application from Thistle Club of Hamilton, c/o George L. Schneider, 85 Robinson Street, Hamilton, Ontario, for a change in zoning, property located at 85 Robinson Street, dated April 3, 1987.
6. Application from Mr. David R. Maas, 463 King Street West, Hamilton, Ontario, for a change in zoning, property located at 390 Limeridge Road East, dated April 6, 1987.
7. Application from Mr. Joe Ng, 712 Main Street East, Hamilton, Ontario, for a change in zoning, property located at 864 Upper Wentworth Street, dated April 8, 1987.
8. Application from Julia Anne Quick, 129 St. Clair Ave., Hamilton, Ontario, for a modification to the regulations for property located at 505 Queenston Road, dated April 13, 1987.

It was moved by Alderman Wheeler, seconded by Alderman Smith, and carried, that Council move into Committee of the Whole to consider the following Reports, with Alderman Collins in the chair.

(A) EXECUTIVE COMMITTEE - NINTH REPORT.

It was moved by Alderman Christopherson and seconded by Alderman McCulloch.

RESOLVED: that Section 1 be amended by deleting Subsection (c) of the "NOTE", reading as follows:

"(c) The development of a 14 storey commercial tower in annex with the existing Bank building, on lands under option to the Purchaser that abuts the westerly limits of the said Bank premises, said development being subject to Site Plan Control. The restoration and redevelopment of the Bank premises to be completed within 12 months from closing of the transaction, and the commercial tower to be completed within 12 months thereafter."

and substituting in lieu thereof the following:

"(c) The development of a multi-storey commercial tower of not less than ten storeys, in annex with the existing Bank building, on lands under option to the Purchaser that abuts the westerly limits of the said Bank premises, said development being subject to Site Plan Control. The restoration and redevelopment of the Bank premises to be completed within twelve months from closing of the transaction, and the commercial tower to be completed not later than November 30th, 1990."

It was moved by Alderman McCulloch and seconded by Alderman Valeriano.

RESOLVED: that Section 5 be amended by deleting the words "Executive Committee" being the last two words in Subsection (a) and inserting the words "H.E.C.F.I. Board". -

YEAS: Aldermen Kiss, Agro, McCulloch, Valeriano, Copps, Christopherson, Collins, Smith, Cowell, Merling, Murray, Ross. - 12.

NAYS: Mayor Morrow; Aldermen Cooke, Hinkley, Wheeler, Gallagher. - 5.
CARRIED.

04/14/87

- 689 -

It was moved by Alderman Wheeler and seconded by Alderman Smith.

RESOLVED: that Subclause (v) of Subsection (b) of Section 6
be amended by deleting the words "Treasurer/CAO" in
the first line. -

YEAS: Aldermen Copps, Wheeler, Smith, Gallagher, Merling. - 5.

NAYS: Mayor Morrow; Aldermen Cooke, Kiss, Agro, McCulloch,
Valeriano, Hinkley, Christopherson, Collins, Cowell,
Murray, Ross. - 12. LOST.

It was moved by Alderman Murray and seconded by Alderman Merling.

RESOLVED: that Section 9 be referred to the Legislation
Committee. - CARRIED.

It was moved by Alderman Murray and seconded by Alderman Ross.

RESOLVED: that Section 10 be referred to the individual
Standing Committees. - CARRIED.

Recorded vote on Section 11.

YEAS: Mayor Morrow; Aldermen Kiss, McCulloch, Hinkley,
Christopherson, Collins, Wheeler, Smith, Cowell,
Murray, Ross. - 11.

NAYS: Alderman Copps. - 1. CARRIED.

(B) TRANSPORT AND ENVIRONMENT COMMITTEE - SEVENTH REPORT.

It was moved by Alderman Christopherson and seconded by Alderman
Wheeler.

RESOLVED: that Section 5 be tabled. -

YEAS: Aldermen Cooke, Kiss, Christopherson, Wheeler. - 4.

NAYS: Mayor Morrow; Aldermen Agro, McCulloch, Valeriano,
Hinkley, Copps, Collins, Smith, Gallagher, Murray,
Ross. - 11. LOST.

04/14/87

Recorded vote on Section 5.

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Agro, McCulloch, Valeriano, Hinkley, Copps, Collins, Smith, Gallagher, Murray, Ross. - 13.

NAYS: Aldermen Christopherson, Wheeler. - 2. CARRIED.

* * * * *

Recorded vote on Section 6.

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Agro, McCulloch, Valeriano, Hinkley, Christopherson, Collins, Wheeler, Smith, Gallagher, Murray, Ross. - 14.

NAYS: Alderman Copps. - 1. CARRIED.

* * * * *

(D) PLANNING AND DEVELOPMENT COMMITTEE - SEVENTH REPORT.

It was moved by Alderman Hinkley and seconded by Alderman Copps.

RESOLVED: that Section 13 be amended by adding the following words after the word "Management" in the second line of the first paragraph:

"of Business Improvement Areas". - CARRIED.

* * * * *

It was moved by Alderman Wheeler and seconded by Alderman Christopherson.

RESOLVED: that Section 17 be referred back. - CARRIED.

* * * * *

It was moved by Alderman Smith and seconded by Alderman Ross.

RESOLVED: that the following be added as Section 31:

"31. That a Commercial Facade Loan, in the amount of \$4,735.00, be approved for Mr. Stewart Millar, 568 Concession Street. The interest rate will be 4½% amortized over 10 years. - CARRIED.

* * * * *

It was moved by Alderman Smith and seconded by Alderman Ross.

RESOLVED: that the following be added as Section 32:

- "32. (a) That a grant and repayable loan in the amount of Five Thousand Dollars (\$5,000.00) be approved for Mr. & Mrs. Thomas Allan, 18 Caroga Court, for the adaptation of their home for Mrs. Allan's handicap.
- (b) That subject to approval the lien be registered on Title indicating that a forgivable grant in the amount of Two Thousand Five Hundred Dollars (\$2,500.00) be earned over a five (5) year period, and the balance of Two Thousand Five Hundred Dollars (\$2,500.00) be repaid to the Corporation of the City of Hamilton at the time of the sale of the property. The interest rate on the repayable portion will be zero (0) percent." - CARRIED.

* * * * *

(E) LEGISLATION COMMITTEE - EIGHTH REPORT.

It was moved by Alderman Valeriano and seconded by Alderman Wheeler.

RESOLVED: that Section 2 be amended by deleting the word "not" in the first line. -

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Agro, McCulloch, Valeriano, Hinkley, Copps, Collins, Wheeler, Smith, Cowell, Gallagher, Merling, Ross. - 15.

NAYS: Aldermen Christopherson, Murray. - 2. CARRIED.

* * * * *

It was moved by Alderman Ross and seconded by Alderman Murray.

RESOLVED: that Subsection (a) of Section 2 be amended by deleting the following words in the second line:

"five (5) percent of the previous years' gross revenues"
and inserting the following in lieu thereof:

"the City contribute \$10,000.00 to promote Hamilton Farmers' Market and the Stallholders Association be requested to match this amount." -

YEAS: Aldermen Cooke, Agro, Gallagher, Merling, Murray, Ross. - 6.

NAYS: Mayor Morrow; Aldermen Kiss, McCulloch, Valeriano, Hinkley, Copps, Christopherson, Collins, Wheeler, Smith, Cowell. - 11.
LOST.

* * * * *

Recorded vote on Section 2, as amended.

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, McCulloch, Valeriano, Hinkley, Copps, Collins, Wheeler, Smith, Cowell. - 11.

NAYS: Aldermen Agro, Christopherson, Gallagher, Merling, Murray, Ross. - 6. CARRIED.

* * * * *

It was moved by Alderman Agro and seconded by Alderman Merling.

RESOLVED: that Section 5 be referred back. - CARRIED.

* * * * *

Alderman Valeriano declared personal interest in, took no part in the debate, and refrained from voting on Section 10 as he sells the diamond chips referred to in the resolution.

* * * * *

It was moved by Alderman Christopherson and seconded by Alderman Cooke.

RESOLVED: that Rule 8 of Procedural By-law 82-203 be invoked for this meeting of City Council in order to permit consideration of a resolution respecting the attendance of a member of City Council at the International Year of Shelter for the Homeless Conference. - CARRIED.

* * * * *

It was moved by Alderman Christopherson and seconded by Alderman Hinkley.

RESOLVED: that the following be added as Section 15:

"13. That Mayor R. M. Morrow, or his designate, be authorized to attend the International Year of Shelter for the Homeless Conference to be held in Ottawa, Ontario, September 13-16, 1987." - CARRIED.

* * * * *

It was moved by Alderman Wheeler and seconded by Alderman McCulloch.

RESOLVED: That Section 9 of the SEVENTH Report of the Legislation Committee, adopted by City Council at its meeting on March 25, 1986, which deals with the provision of sixteen Aldermanic offices, media rooms, and washroom facilities for the female members of City Council, be reconsidered. - CARRIED.

* * * * *

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It was moved by Alderman Wheeler and seconded by Alderman McCulloch.

RESOLVED: that Section 9 of the SEVENTH Report of the Legislation Committee be amended by deleting the words "media rooms" in the second line and substituting in lieu thereof the words "the former Committee Rooms 236 and 237 be re-established as Committee Room(s)." -

YEAS: Aldermen Kiss, Agro, McCulloch, Valeriano, Wheeler, Merling. - 6.

NAYS: Mayor Morrow; Aldermen Cooke, Hinkley, Copps, Christopherson, Collins, Smith, Cowell, Gallagher, Murray, Ross. - 11. LOST.

* * * * *

It was moved by Alderman Hinkley and seconded by Alderman Murray.

RESOLVED: That Section 9 of the SEVENTH Report of the Legislation Committee be adopted. - CARRIED.

* * * * *

(G) FINANCE COMMITTEE - SIXTH REPORT.

* * * * *

(F) PERSONNEL COMMITTEE - SEVENTH REPORT.

Recorded vote on the proposal to deal with the Personnel Committee's amendment to Schedule "A" dealing with the position of Receptionist for the Aldermen as referred to in Section 1.

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Valeriano, Hinkley, Copps, Christopherson, Wheeler. - 8.

NAYS: Aldermen Collins, Smith, Gallagher, Merling, Ross. - 5. CARRIED.

* * * * *

Recorded vote on the Personnel Committee's amendment to Schedule "A" dealing with the position of Receptionist for the Aldermen as referred to in Section 1.

YEAS: Mayor Morrow; Aldermen Collins, Wheeler, Smith, Gallagher, Merling, Ross. - 7.

NAYS: Aldermen Cooke, Kiss, Valeriano, Hinkley, Copps, Christopherson. - 6. CARRIED.

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It was moved by Alderman Wheeler and seconded by Alderman Smith.

RESOLVED: that the report of the Committee of the Whole on the above reports, as amended, and resolutions, be adopted. - CARRIED.

It was moved by Alderman Wheeler and seconded by Alderman Smith.

RESOLVED: that the following Bills be now read a first time:

A-12, A-13, A-14, A-15,
B-19, B-20, B-21, B-22, B-23, B-24, B-25, B-26, B-27,
B-28, B-29, B-30, B-31,
D-44, D-45, D-46, D-47, D-48,
E-8 - CARRIED.

It was moved by Alderman Wheeler, seconded by Alderman Smith, and carried, that Council move into Committee of the Whole (second reading) to consider the following Bills, with Alderman Collins in the chair.

A-12, A-13, A-14, A-15,
B-19, B-20, B-21, B-22, B-23, B-24, B-25, B-26, B-27,
B-28, B-29, B-30, B-31,
D-44, D-45, D-46, D-47, D-48,
E-8 - CARRIED.

Consideration of the Bills (second reading).

It was moved by Alderman Wheeler and seconded by Alderman Smith.

RESOLVED: that the report of the Committee of the Whole (second reading) on the Bills be adopted. - CARRIED.

It was moved by Alderman Wheeler and seconded by Alderman Smith.

RESOLVED: that the following Bills be now read a third time:

A-12, A-13, A-14, A-15,
B-19, B-20, B-21, B-22, B-23, B-24, B-25, B-26, B-27,
B-28, B-29, B-30, B-31,
D-44, D-45, D-46, D-47, D-48,
E-8 - CARRIED.

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City Council adjourned at 10:45 o'clock, p.m.

* * * * *

REPORT OF THE EXECUTIVE COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Executive Committee presents its **NINTH** Report for 1987 and respectfully recommends:

- *1. That an Offer to Purchase the former Bank of Montreal property at Main Street West and James Street South, Hamilton, executed by 708077 Ontario Limited, for the sum of \$1 000 000 be accepted and completed.

NOTE: The property is the subject of a purchase agreement in favour of the City duly executed by the parties, thereto at the same price of \$1 000 000.

The Offer to Purchase by 708077 Ontario Limited is subject to:

- (a) The City obtaining title firstly, free and clear of all encumbrances, and obtaining vacant possession of the premises, and
- (b) The prior registration by the City of an easement in favour of the Ontario Heritage Foundation to preserve the three exterior facades and the interior banking hall, architecturally.
- (c) The development of a 14 storey commercial tower in annex with the existing Bank building, on lands under option to the Purchaser that abuts the westerly limits of the said Bank premises, said development being subject to Site Plan Control. The restoration and redevelopment of the Bank premises to be completed within 12 months from closing of the transaction, and the commercial tower to be completed within 12 months thereafter.

Previously forwarded to the Members of City Council were copies of the proposal received from 708077 Ontario Limited. Additional copies if required can be obtained by contacting the Secretary, Executive Committee or the Director of Real Estate.

2. That Mr. J. Pavelka, Director of Public Works be authorized to serve as a Member of the Federation of Canadian Municipalities National Task Force on Transportation.

NOTE: For the information of the Members of City Council, participation on this Task Force will require Mr. Pavelka to attend approximately four meetings annually.

*SECTION 1 AMENDED, SEE PAGE 702

3. That Mayor R. M. Morrow or his designate be authorized to attend the Canadian Conference of the Art Annual Conference - A Partnership for Action: Municipalities and the Arts, to be held in Calgary, Alberta on May 22 and 23, 1987.

4. Attached for the information of the Members of City Council as Schedule "A" is a copy of a Summary of Capital Projects in Progress as at February 27, 1987.

NOTE: Detailed reports relative to the specific projects are available from the Secretary, Executive Committee or the City Treasurer.

- *5. (a) That sole authority and control for the Special Events Subsidy Fund which is presently split between the HECFI Board and the Executive Committee, be assumed by the Executive Committee.
- (b) That \$75 000 of the Funds for the 1987 Special Events Subsidy Fund be allocated to re-establish a parking fee reduction for visitors/delegations budget line.
- (c) That the Special Events Subsidy Fund criteria to qualify and application forms appended hereto as Schedule "B", be approved.
- (d) That Section 16 of the Fifteenth Report of the Executive Committee which provides for the HECFI Staff and Board to review all applications for Subsidy from the HECFI Special Events Subsidy Fund and make a recommendation for consideration by the Executive Committee, be rescinded.
6. That the following procedures for approval and initiation of the capital budget and individual projects, be approved:
- (a) Approval Process for the Capital Budget
- (i) Department Head/Local Board Manager/CAO - sign completed Capital Project Request Form and forward it to the appropriate Standing Committee/Local Board.
- (ii) Standing Committee/Local Board - approve the submission for entry and consideration in the Capital Budget and forward it to the Executive Committee

*SECTION 5 AMENDED, SEE PAGE 702
RECORDED VOTE, SEE PAGE 688

- (iii) **Executive Committee** - receive and review reports on all projects requested by Standing Committee/Local Boards and other sources, set priorities and recommend the five year Capital Budget to City Council, based on defined cost limitations.
- (iv) **City Council** - review the recommendations of the Executive Committee and approve the Five Year Capital Budget.
- (b) Approval Process for an Individual Capital Project included in the first year of the approved Capital Budget.
 - (i) **Department Head/Local Board Manager/CAO** - recommend to the Standing Committee to undertake the project. This report to include, but not be limited to, the following information:
 - (I) Have environmental issues been addressed, if applicable?
 - (II) Have the concerns, if any, of the immediate community or general public been addressed?
 - (III) Estimated project start and completion date.

NOTE: Any capital project which has a start date in the approved Capital Budget other than the first year of that budget, or is not included in the Capital Budget at all, cannot be initiated in the current year by a Department Head/Local board Manager without the advance approval of the Executive Committee.

- (ii) **Standing Committee/Local Board** - approve the request to undertake the project and forward project description and request for funding to the Executive Committee.
- (iii) **Executive Committee** - approve the project and the method of funding and forward the resolution to City Council.
- (iv) **City Council** - approve the project and method of funding and forward appropriate resolution to the Regional Council if financed by debentures.
- * (v) **Solicitor/Treasurer/CAO** - obtain the Ontario Municipal Board Order and other legal formalities, if applicable, as soon as possible, in order that the project may proceed.
- (vi) **Department Head/Local Board Manager** - implement the approved project - take all necessary steps to inform the project manager, architect, etc.

*PROPOSED AMENDMENT LOST
RECORDED VOTE, SEE PAGE 689

7. That the Mayor and City Clerk be authorized to execute a Purchase Agreement whereby the City of Hamilton will repurchase for the sum of \$1.00, five parcels of land from the Ministry of Government Services at 55 Main Street West (Old Library).

NOTE: In accordance with the Site Plan Application for the proposed Unified Family Court being located in the Old Library, the Regional Engineering and City Traffic Departments have requested that the Ministry of Government Services dedicate the required road widenings and daylight corners.

In order to expedite the acquisition of the required lands through the Ministry of Government Services, it is necessary for the City to execute a Ministry of Government Services Purchase Agreement.

8. That the deadline for the waiver of conditions with respect to an agreement between Cadillac Fairview and the City of Hamilton to develop a Hamilton Eaton Centre, be extended from April 3, 1987 to April 22, 1987.

NOTE: With the adopting Item 1 of the Twenty Third Report of the Executive Committee, City Council on October 28, 1986 approved of entering into of an agreement with The Cadillac Fairview Corporation Limited and The T. Eaton Realty Co. Ltd. which would see the Hamilton Eaton Centre and a new car parking garage become a reality.

The agreement between the two parties was predicated upon a number of conditions being satisfied by February 28, 1987. This date was subsequently extended through mutual agreement to March 31, 1987 and then April 3, 1987.

Cadillac Fairview has agreed to extend the deadline for the waiver of conditions from April 3, 1987 to April 22, 1987 in the hope that this will be sufficient time for all to deal with the outstanding issue which is the question of connections between the two malls.

The two week extension will not delay the proposed construction commencement date of the parkade.

- *9. That the Executive Committee be authorized to recommend to City Council the issuance of City of Hamilton Crests to individuals on the following basis:

- (a) Eligibility would be restricted to persons holding senior positions within an organization or the owner of a business located in the City of Hamilton.
- (b) Persons with significant business travel requirements outside the City of Hamilton.
- (c) Such additional requirements as may be determined in particular circumstances.

NOTE: The Executive Committee has investigated the feasibility and desirability of issuing city crests on a selection basis for use by those travellers extensively outside the City of Hamilton and has concurred that such a programme would promote the City of Hamilton.

- **10. That the meeting schedule for the City of Hamilton Standing Committees be as set out in Schedule "C" attached.

NOTE: This schedule provides for the following changes to the current schedule.

Executive Committee

- No change - Thursday at 2:00 p.m.

Transport & Environment Committee

- Change from Monday at 2:00 p.m. to Tuesday at 2:00 p.m.

Parks & Recreation Committee

- No change - Tuesday at 9:30 a.m.

Planning & Development Committee

- No change - Wednesday at 2:00 p.m.

Legislation Committee

- Change from Monday at 10:30 a.m. to Thursday at 10:30 a.m.

Personnel Committee

- No change - Wednesday at 9:00 a.m.

Finance Committee

- Change from Tuesday at 2:00 p.m. to Wednesday at 2:00 p.m.

*SECTION 9 REFERRED TO LEGISLATION COMMITTEE

**SECTION 10 REFERRED TO ALL COMMITTEES

*11. That the following policy be established with regard to the supervision and responsibilities for the aldermen's secretaries and receptionist.

- (a) That each alderman be responsible for the satisfactory work performance of his/her secretary.
- (b) That the respective aldermen, with the participation of the Deputy City Clerk and if necessary, the Human Resources Centre take the appropriate disciplinary actions to ensure the satisfactory work performance of his/her secretary.
- (c) That the respective aldermen with the participation of the Deputy City Clerk conduct performance appraisals of his/her secretary.
- (d) That the Deputy City Clerk be responsible for all functional matters relative to the aldermen's secretaries ie; vacation scheduling, time off etc.
- (e) That the Executive Committee in conjunction with the Deputy City Clerk be responsible for ensuring the satisfactory work performance of the receptionist.
- (f) That the Deputy City Clerk be responsible for all functional matters relative to the receptionist ie; vacation scheduling, time off etc.
- (g) That any matters relative to the aldermen's secretaries which cannot be resolved in accordance with the above, be brought to the attention of the Executive Committee.

12. Approval of a transfer of \$19 646. from Account No. 0408-U3-2560 - Concessions - Mechanical and Electrical to Account No. 0408-U3-2563 - Parkin Partnership (H.H. Angus) so as to provide sufficient funds in the latter account to pay the costs of consulting services relative to the concession facilities.

13. That leave be granted to introduce the following Bills:

- (a) A-12 : A By-law to Authorize Renovations to the Scott Park Community Recreation Centre Arena.
- (b) A-13 : A By-law to Authorize Proceeding with the Construction of a Parking Garage Within the Westerly Portion of the Block Bounded by York Boulevard, MaNab Street, Vine Street and James Street at an Additional Expenditure of \$600 000.

*RECORDED VOTE, SEE PAGE 689

- (c) A-14: A By-law to Amend Procedural By-law No. 82-203 Respecting the Transport and Environment Committee.
- (d) A-15: A By-law to Confirm the Proceedings of the Council of the Corporation of the City of Hamilton.

Respectfully Submitted

Mayor R. M. Morrow, Chairman
Executive Committee

J. J. Schatz, Secretary

April 2, 1987

April 9, 1987

*SECTION 1 (c) AMENDED TO READ:

- 1. (c) The development of a multi-story commercial tower of not less than ten storeys, in annex with the existing Bank building, on lands under option to the Purchaser that abuts the westerly limits of the said Bank premises, said development being subject to Site Plan Control. The restoration and redevelopment of the Bank premises to be completed within twelve months from closing of the transaction, and the commercial tower to be completed not later than November 30th, 1990.

*SECTION 5 AMENDED TO READ:

- 5. (a) That sole authority and control for the Special Events Subsidy Fund which is presently split between the HECFI Board and the Executive Committee, be assumed by the HECFI Board.
- (b) That \$75 000 of the Funds for the 1987 Special Events Subsidy Fund be allocated to re-establish a parking fee reduction for visitors/delegations budget line.
- (c) That the Special Events Subsidy Fund criteria to qualify and application forms appended hereto as Schedule "B" be approved.
- (d) That Section 16 of the Fifteenth Report of the Executive Committee which was adopted by City Council on June 24, 1986, which provides for the HECFI Staff and Board to review all applications for Subsidy from the HECFI Special Events Subsidy Fund and make a recommendation for consideration by the Executive Committee, BE RESCINDED.

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Schedule "A"

Committee.

City of Hamilton
Treasury

SUMMARY OF CAPITAL PROJECTS IN PROGRESS

Item No. (1)	Project Description (2)	as at February 27, 1987 (000's)					Is the Project on Target?	Committee.	
		Month/Year of Project		Gross Cost (5)	Expended and Committed (6)	Balance Available (7)			
		Start (3)	Finish (4)						
									Construction (8)
(1-50)									
1	General Administration								
1	Energy Conservation Program - 1983	07/83	12/87	200	172	28	Yes	Yes	Yes
2	Ceramic Belting Replacement								
2	and Window Repair - City Hall	01/85	06/87	100	60	40	Yes	Yes	Yes
3	Energy Conservation Projects - City Hall	06/84	12/87	600	56	544	Yes	Yes	Yes
4	Capital Construction Grant - General Hospital	10/85	04/87	870	867	3	Yes	Yes	Yes
5	Major Maintenance to Civic Buildings	05/85	12/86	200	199	1	Yes	Yes	Yes
6	Major Maintenance to Civic Buildings	05/86	12/87	200	168	32	Yes	Yes	Yes
8	Capital Construction Grant - Hamilton Society for the Prevention of Cruelty to Animals	06/86	12/86	149	149	Nil	Yes	Yes	Yes
9	Treasury Department Computer Program - Data Base and Fourth Generation Language	09/86	12/90	550	Nil	550	Yes	Yes	Yes
10	Handicapped Access to Recreational Buildings	09/86	12/88	100	Nil	100	Yes	Yes	Yes
11	Energy Conservation Projects	05/86	12/87	50	Nil	50	Yes	Yes	Yes
12	Construction Costs/Accommodation Requirements - Aldermen's Offices	06/86	05/87	620	599	21	Yes	Yes	Yes
13	Construction Costs/Accommodation Requirements - City Hall	07/86	12/87	88	42	46	Yes	Yes	Yes
(51-100)									
51	Protection to Persons & Property								
51	Construction of Fire Station Quigley and Albright Road	07/84	08/86	840	840	Nil	Yes	Yes	Yes
52	Fire Stn. E. Mountain - Limeridge Rd. & Upper Ottawa St./Construction	05/87	10/87	960	42	918	Yes	Yes	Yes

City of Hamilton
Treasury

SUMMARY OF CAPITAL PROJECTS IN PROGRESS

(000's)

as at February 27, 1987

Item No. (1)	Project Description (2)	Month/Year of Project		Gross Cost (5)	Expended and Committed (6)	Balance Available (7)	Is the Project on Target?		
		Start (3)	Finish (4)				Construction (8)	Yes or No Budget (9)	
(51-100)	Protection to Persons & Property - Continued								
53	Fire Stn. E. Mountain, Limeridge Rd. & Upper Ottawa - Vehicle Purchase	06/86	06/87	275	258	17	Yes	Yes	
54	Fire Stn. - Stone Church Road & Upper Wellington/Land Acquisition	08/86	09/87	160	Nil	160	Yes	Yes	
(101-150)	Department of Transportation								
102	Land Acquisition - Fessenden & Gurnett Neighbourhoods	1986	1987	365	Nil	365	Yes	Yes	
103	Road Access - Riverdale East Neighbourhood	08/86	10/88	377	16	361	No	Yes	
104	MacNab & Mary Street Bridges Over C.N. Rail & Parkdale Bridge	08/86	12/87	135	10	125	Yes	Yes	
105	Over Lawrence Road	1986	1987	750	Nil	750	No	Yes	
106	Windermere Basin - Clean Up Roxborough Avenue Reconstruction	06/86	08/87	390	357	33	Yes	Yes	
(201-250)	Parking Authority								
201	Victor K. Copps Trade Centre/Arena Parking Facilities	02/84	Unknown	1,700	1,431	269	No	Yes	
202	Victor K. Copps Trade Centre/Arena Parking Facilities Additional Costs	09/85	Unknown	590	241	349	No	Yes	
203	Parking Facility in Southeast Quadrant	1986	Unknown	800	Nil	800	Yes	Yes	

City of Hamilton
Treasury

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SUMMARY OF CAPITAL PROJECTS IN PROGRESS

(000's)

as at February 27, 1987

Item No. (1)	Project Description (2)	Month/Year of Project		Gross Cost (5)	Expended and Committed (6)	Balance Available (7)	Is the Project on Target?	
		Start (3)	Finish (4)				Construction (8)	Yes or No (9)
Department of Public Works								
251	Replacement of Wentworth Street Steps - Lower Section	10/85	06/87	230	171	59	Yes	Yes
252	Addition/Alterations to Yard Bldg. Ferguson Ave. N. Dist. Yard #2	11/85	07/86	125	125	Nil	Yes	Yes
253	Addition/Alterations to Yard Bldg. Brampton St. Dist. Yard #3	12/85	06/87	293	293	Nil	Yes	Yes
254	Replacement of James Street Steps	05/86	09/87	300	64	236	Yes	Yes
255	Construction of Salt Dome - Chedoke Maintenance Depot	05/86	08/87	131	103	28	Yes	Yes
256	Centralized Computer Fuel System	05/86	07/87	300	Nil	300	Yes	Yes
257	Water Course Drop Structure - West of 350 Quigley Road	05/86	12/87	100	Nil	100	Yes	Yes
Department of Culture & Recreation								
301	Replacement of Ice Making System - Coronation Arena	05/86	08/87	725	487	238	Yes	Yes
302	Parkland Acquisition Programme	01/85	12/87	500	1	499	Yes	Yes
303	Replacement of Ice Making System - Inch Park Arena	10/85	08/87	900	683	217	Yes	Yes
304	Replacement of Ice Making System - Parkdale Arena	05/86	08/87	725	532	193	Yes	Yes
306	Replacement of Ice Making System - Eastwood Arena	05/86	08/87	725	589	136	Yes	Yes
307	Bikepaths (Phase 1)	05/86	05/87	330	62	268	Yes	Yes
308	Replacement of Ice Making System - Scott Park Arena	05/86	09/87	600	411	189	Yes	Yes
309	Construction of West Mountain Twin Arena - Mohawk and Upper Horning	Unknown	Unknown	6,605	163	6,442	Yes	Yes

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City of Hamilton
Treasury

SUMMARY OF CAPITAL PROJECTS IN PROGRESS

as at February 27, 1987									
Item No. (1)	Project Description (2)	Month/Year of Project		Gross Cost (5)	Expended and Committed (6)	Balance Available (7)	Is the Project on Target?		Budget (9)
		Start (3)	Finish (4)				Construction (8)	Yes or No	
(351-400) Parks Division									
351	Ivor Wynne Stadium - Rehabilitation of N/S Stands - Press Boxes, Etc.	04/86	12/88	1,275	618	657	Yes	Yes	Yes
352	Ivor Wynne Stadium - Rehabilitation of North/South Stands	04/85	06/88	625	358	267	Yes	Yes	Yes
353	Mohawk Sports Park (Stage IV)	10/82	08/87	550	463	87	Yes	Yes	Yes
354	Waterfront Parks Development - Study Phase	09/84	04/87	150	139	11	Yes	Yes	Yes
355	Mohawk Sports Park (Stage V)	08/85	07/87	650	631	19	Yes	Yes	Yes
356	Chedoke Golf Course Storage and Workshop	06/86	12/86	161	Nil	161	No	Yes	Yes
357	Track Facility - Mohawk Sports Park	05/86	10/87	300	Nil	300	No	Yes	Yes
358	Floodlighting Fields - Mohawk Sports Park	10/86	05/87	120	Nil	120	Yes	Yes	Yes
359	Waterfront Parks Development - Environmental Study	06/86	12/86	600	603	(3)	Yes	Yes	Yes
360	Waterfront Parks Development - Consulting Services	06/86	06/87	200	101	99	Yes	Yes	Yes
361	Half-way House - Chedoke Golf Course	05/86	06/87	60	59	1	Yes	Yes	Yes
(401-450) Victor K. Copps Trade Centre/Arena									
401	Central Utilities Plant - New Equipment	05/85	06/87	316	269	47	Yes	Yes	Yes
402	Victor K. Copps Trade Centre/Arena	08/83	12/90	41,179	39,802	1,377	Yes	Yes	Yes
403	Automated Facilities Management Computer System	06/86	12/88	83	4	79	Yes	Yes	Yes
(451-500) Hamilton & Scourge Project									
451	Hamilton & Scourge Part of Stage 1	07/86	12/86	50	49	1	Yes	Yes	Yes

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City of Hamilton
Treasury

SUMMARY OF CAPITAL PROJECTS IN PROGRESS
(000's)
as at February 27, 1987

Item No. (1)	Project Description (2)	Month/Year of Project		Gross Cost (5)	Expended and Committed (6)	Balance Available (7)	Is the Project on Target?		Budget (9)
		Start (3)	Finish (4)				Construction (8)	Yes or No	
(501-550) Hamilton & Public Library Board									
501	Kenilworth Branch Renovations	05/86	10/87	471	19	452	Yes	Yes	Yes
502	Main Library Book Hoist Improvements	05/86	11/86	60	60	Nil	Yes	Yes	Yes
(551-600) Hamilton Place									
551	Hamilton Place - Great Hall Sound Console	1986	1986	175	Nil	175	No		
(651-700) Hamilton Convention Centre									
651	Hamilton Convention Centre Furniture & Equipment	06/86	06/87	62	20	42	Yes	Yes	Yes
(701-750) Community Development Department									
701	Downtown Action Plan - Phase III B	07/86	05/87	1,300	1,221	79	Yes	Yes	Yes
702	Downtown Action Plan - Phase II	07/85	05/87	1,603	1,593	10	Yes	Yes	Yes
703	Downtown Action Plan - Gore Park Area & Extension	07/83	12/87	3,529	3,521	8	Yes	Yes	Yes
704	James St. North Streetscape	07/86	12/88	1,764	60	1,704	Yes	Yes	Yes
705	Facade Improvement Program	05/86	04/87	100	100	Nil	Yes	Yes	Yes

04/14/87

SPECIAL EVENTS SUBSIDY FUND

CRITERIA TO QUALIFY:

- For an event to qualify as a "Special Event" and thus be eligible for financial assistance or subsidization from the SPECIAL EVENTS SUBSIDY FUND, it must be an event which will provide a direct benefit to the City of Hamilton, the local economy and the community at large (Examples: 1986 World Junior Hockey Championships, 1990 World Basketball Championships, Labatt Brier Curling Championships, political conventions, major conventions, national and international events, etc.).

PROCEDURE TO SCREEN REQUESTS

- When any request for financial assistance or subsidization is made that involves the use of HECFI facilities, regardless of who it is made to initially, it should be re-directed immediately to the Executive Committee.
- The Executive Committee will then contact the person/organization directly requesting that their proposal/request for financial assistance or subsidization be submitted in writing documenting why it is felt that the event should qualify to be a "Special Event" and determining the amount of financial assistance or subsidization needed. The attached Application Form(s) (see attached) need to be filled out.
- If it is determined that an event qualifies as a "Special Event", the Executive Committee will review the request with the HECFI Managing Director/CEO.
- Once an event is classified as a "Special Event" and granted some financial assistance or subsidization, it will then be referred back to HECFI senior management for implementation.

SPECIAL EVENTS SUBSIDY FUND

Page 2

LIMITATIONS OF FINANCIAL ASSISTANCE OR SUBSIDIZATION

- If a request/proposal is approved as a "Special Event", the following things should be kept in mind with respect to limitations:
 - the maximum financial assistance or subsidization should be limited to the full normal licence/rental fee for the use of the facility(ies);
 - never subsidize Event Staff and Event Sheet Charges as they are actual out-of-pocket operating costs of the facility(ies);
 - never subsidize Food & Beverage Services;
 - never subsidize Ticket Box Office charges;
 - if the City of Hamilton wishes to go beyond the above, it should be done totally separately and out of another budget area.
- The "Special Event" user must acknowledge in its advertising/promotional material the financial assistance or subsidization of the City of Hamilton.
- Whenever financial assistance or subsidization is granted to a "Special Event", the Executive Committee will transfer the amount out of the SPECIAL EVENT SUBSIDY FUND over to the pertinent HECFI facility or facilities to off-set what would be a loss of normally anticipated revenue.

February, 1987

SPECIAL EVENTS SUBSIDY FUND
Application by HECFI

Page 2

3. Provide the general object and/or functions of the organization and indicate if it is a non-profit or charitable organization.
4. Total amount of subsidy requested: \$ _____.
5. Explain briefly the nature of the event to be held for which financial assistance is being requested and to whose benefit the funds are going to support?
6. How many persons will directly enjoy or benefit from the activities of this event?



Hamilton
Entertainment
and Convention
Facilities Inc.

SPECIAL EVENTS SUBSIDY FUND
APPLICATION BY HECFI

1. Name, address and telephone number of organization/person
intending to hold their event at a HECFI facility:

Full Legal Name Required of Organization/Person(s)

Address: _____

Postal Code Telephone No.

Person to Contact: _____

Postal Code Telephone No.

2. Event:

Date(s):

HECFI Facility(ies): _____

SPECIAL EVENTS SUBSIDY FUND
Application by HECFI

Page 3

7. List the executive officers of the organization:

<u>Name</u>	<u>Residence Address</u>	<u>Business Address</u>	<u>Telephone</u>
-------------	--------------------------	-------------------------	------------------

8. For what reasons does HECFI merit financial assistance for this event? Indicate what other revenues HECFI will receive from this event and why they are insufficient.

9. Is this an annual event? If so, will financial assistance be requested by HECFI in future years in respect of this event?

SPECIAL EVENTS SUBSIDY FUND
Application by HECFI

Page 4

10. If the application for assistance is declined, would this event be held in another City? If so, give details.

11. What is the estimated accommodations, spending and incremental revenue benefits to the City of Hamilton? (Based on current IACVB figures).

_____ Delegates X _____ # of Days X \$ _____ =\$ _____

12. What financial benefits will be generated to the community at large?

SPECIAL EVENTS SUBSIDY FUND
Application by HECFI

Page 5

13. Will this event attract local, regional, national and international media exposure for the City of Hamilton? (If so, give details).

14. Recommendation:

Sales Manager _____

Director of Marketing _____

Facility Director _____

Director of Finance
and Administration _____

Managing Director/
CEO _____

*Check box if support documentation attached

☐



THE CORPORATION OF THE CITY OF HAMILTON

City Hall 71 Main Street West, Hamilton, Ontario L8N 3T4

SPECIAL EVENTS SUBSIDY FUND APPLICATION
BY OUTSIDE ORGANIZATIONS

Name, address and telephone number of organization/person
intending to hold their event at a HECFI facility:

Full Legal Name Required of Organization/Person(s) _____

Address: _____

Postal Code _____

Telephone No. _____

Person to Contact: _____

Postal Code _____

Telephone No. _____

2. Event: _____

Date(s): _____

HECFI /Facility(ies): _____

3. Provide a brief history of your organization
(Constitution, Charter, By-laws) and indicate if it is
incorporated as a non-profit or charitable organization.

SPECIAL EVENTS SUBSIDY FUND APPLICATION
BY OUTSIDE ORGANIZATIONS

Page 2

4. What are the general objects and/or functions of your organization?
5. Total amount of subsidy requested \$ _____.
6. Explain briefly the nature of your event to be held for which you are requesting financial assistance.
7. With respect to your event, answer the following:
 - (a) How many people will be in attendance? _____
 - (b) Of the stated number of people, how many are coming from outside of Hamilton? _____
 - (c) What is the date(s) of the event? _____
 - (d) What is the location of the event? _____

8. For what reasons does your organization merit the use of public funds for the purpose indicated above?

SPECIAL EVENTS SUBSIDY FUND APPLICATION
BY OUTSIDE ORGANIZATIONS

Page 3

9. What other contributions are being requested or obtained to meet the cost of your event? (Government grants, donations, etc.)

NOTE: YOU ARE ADVISED THAT CONSIDERATION WILL NOT BE GIVEN TO AN APPLICATION FOR FINANCIAL ASSISTANCE IF A SIMILAR APPLICATION HAS ALSO BEEN SUBMITTED TO THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH AND/OR TO THE CITY OF HAMILTON'S GRANTS SUB-COMMITTEE; AND THE HAMILTON ENTERTAINMENT AND CONVENTION FACILITIES INC.

10. Does your organization provide a service for which a charge is made? Some examples are admission fees, membership fees, and rental charges. If answer is "Yes", give details.

11. Will assistance be requested from the City of Hamilton in future years in this respect?

12. List the Executive Officers of your organization:

<u>Name and Title</u>	<u>Address</u>	<u>Telephone Number</u>
		<u>Business</u> <u>Home</u>

SPECIAL EVENTS SUBSIDY FUND APPLICATION
BY OUTSIDE ORGANIZATIONS

Page 4

Our organization agrees to submit to the City's Executive Committee within sixty (60) days of the completion of our event, a brief report including financial statements on the success of the event, the allocation of subsidy funds and number of participants. Copies of any media coverage that are available will also be provided.

Date

Name and Title of Officer Making Application

Signature of Officer Making Application

Telephone Number

*Check box if support documentation attached

☐

04/14/87

- 719 -

SAMPLE MONTH

SUNDAY	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY
			1 2:00 PLAN & DEV. COMM	10:30 LEGISLATION 2 COMMITTEE 2:00 EXECUTIVE COMM	3	4
5	6	7 9:30 PARKS & REC. 2:00 TRANS. & ENVIRO 7:30 Reg. Council	8 9:00 PERSONNEL COMMITTEE 2:00 FINANCE COMM.	9 2:00 EXECUTIVE COMM	10	11
12	13	14 8:30 Econ. Dev. & Planning 11:00 Health & Soc. Services 2:00 Transportation 7:30 CITY COUNCIL	15 11:00 Fin. & Personnel 2:00 PLAN. & DEV.COMM	16 10:30 LEGISLATION COMMITTEE 2:00 EXECUTIVE COMM	17	18
19	20	21 2:00 Engineering 9:30 PARKS & REC. 2:00 TRANS & ENVIRO 7:30 Reg. Council	22 9:00 PERSONNEL COMM. 2:00 FINANCE	23 2:00 EXECUTIVE COMM	24	25
26	27	28 8:30 Econ. Dev. & Planning 11:00 Leg. & Recept 2:00 Airport 7:30 CITY COUNCIL	29 2:00 PLAN. & DEV.COMM.	30 10:30 LEGISLATION COMMITTEE 2:00 EXECUTIVE COMM		

REPORT OF THE TRANSPORT AND ENVIRONMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council.

The Transport and Environment Committee presents its SEVENTH report for 1987 and respectfully recommends:

1. That a purchase order be issued to John Connon Nurseries Ltd., Waterdown in the amount of \$48,872.25 including applicable taxes and discount, for the supply and delivery of Various Trees, Public Works Department, in accordance with specifications issued by the Director of Purchasing and Vendor's tender.

NOTE: Only complete tender received. Combination of the lowest prices of all other suppliers \$48,957.25. Funds provided in Maintenance and Tree Planting, Various Accounts.

2. That a purchase order be issued to J. J. MacKay Canada Ltd., London, in the amount of \$112,082.50 including applicable taxes for the supply and delivery of 226 Duncan Type 90 VIP Parking Meters and 90 Parking Meter Yokes in accordance with specifications issued by the Director of Purchasing and Vendor's tender.

NOTE: Lowest acceptable of two (2) tenders received. Funds provided in Parking Meter Materials Account #0394-3328.

3. That the City of Hamilton consent to the assignment of all its rights, title and interests with respect to the list of accounts receivable in the amount of \$18,776.48 (attached hereto as Appendix "A") being outstanding rental and landing fee arrears at Hamilton Airport, to the Regional Municipality of Hamilton-Wentworth. These arrears were incurred prior to 1986 before the Region assumed the responsibility for the administration of the Airport.
4. That the apartment building located at 221 Melvin Avenue (199 units) be added to the collection of compacted waste service provided by the City of Hamilton, subject to compaction facilities being installed and operational.
- *5. That the Director of Public Works be authorized and directed to remove the tree located on the road allowance in front of 15 Buchanan Street and that the cost of removing the tree be borne by the City of Hamilton.

EXPLANATORY NOTE:

For the information of the Members of City Council, the roots from the tree are growing under the private sidewalk at 15 Buchanan Street and are lifting a section of the sidewalk, creating a dangerous hazard.

*MOTION TO TABLE LOST
RECORDED VOTES, SEE PAGE 689 and 690

- *6. (a) That the "Ottawa Street B.I.A." organization be permitted to display a promotional banner across Main Street West, in front of City Hall, from July 6, 1987, subject to the policy guidelines and conditions approved by Council on October 29, 1985 and September 30, 1986, with the following message:
- "Ottawa Street's 2nd Annual Sidewalk Festival July 9, 10 and 11"
- (b) That the "Ontario Marketing Productions Limited" organization be permitted to display a promotional banner across Main Street West, in front of City Hall, from February 22, 1988 to March 7, 1988, subject to the policy guidelines and conditions approved by Council on October 29, 1985 and September 30, 1986, with the following message:
- "Hamilton Home Show, March 3-6, Hamilton Convention Centre"
7. That the application of Peter R. Tice, Solicitor, on behalf of the present owner(s) of 151 Harmony Avenue, Dennis Gordon Nie and Evonne Marie Nie, or in the event that the sale of the above property is concluded prior to registration of the encroachment agreement, Marianne Oxley, the purchaser of said property, to retain the following inadvertent encroachment, consisting of a concrete step, 0.009m by 1.22m, be approved during the pleasure of City Council provided:
- 1) That the owner(s) enter into an agreement satisfactory to the City Solicitor to indemnify and save the City harmless from all actions, causes of action, interest, claims, demands, costs, damages, expenses and loss.
 - 2) That a first year fee of \$125.00, and subsequent annual fee of \$20.00 be set for this privilege.
 - 3) That the Mayor, City Clerk and City Treasurer be authorized to sign and execute all necessary documents to implement this agreement.
8. That the City Solicitor be authorized and directed to prepare a By-law to incorporate PART 3, Plan 62R-7829, (0.30m strip of land), and Block 106 Plan 62M-439, (0.50m Reserve) into Strawberry Drive and Cranberry Court, respectively.
9. That Item 23 of the Twenty-first Report of the Transport & Environment Committee, which was adopted by City Council on December 9, 1986, approving the construction of the alley running northerly from Inverness Avenue to the school property between Upper Wentworth Street and East 19th Street be rescinded.

EXPLANATORY NOTE:

A sufficiently signed petition signed by 9 of the 12 owners was received by the City Clerk's Department on July 29, 1986. We are now in receipt of a petition signed by 4 owners who have advised that no costs were mentioned when the petitioner requested their signature.

In their opinion, the petition was misrepresented and their signatures should be void. They are not in favour of the alley being paved.

Although The Local Improvement Act states that no person has the right to withdraw his name from a petition after the Clerk has certified as to its sufficiency and any complaints as to misrepresentations should be made prior to the Clerk's certification, the Committee recommends the work not proceed in light of this new information.

10. That the Commissioner of Engineering be authorized to undertake the alterations to the roadway of Kenilworth Avenue North, from approximately 167m north of Burlington Street East to approximately 75m northerly, on behalf of the City of Hamilton at the expense of Canron Inc.
11. (a) That the Commissioner of Engineering be authorized and directed to undertake on behalf of the City of Hamilton the necessary concrete repairs to the retaining wall on the north side of Hunter Street west of MacNab Street and the MacNab Street pedestrian tunnel south of Hunter Street.
(b) That the Finance Committee recommend the method of financing the \$15,000 required for this work.
12. (a) That additional stop signs be installed at the intersection of Bay Street North and Simcoe Street.
(b) That City Traffic By-law 66-100 be amended accordingly.
13. (a) Three-way stop control be implemented at the intersection of Magnolia Drive and LeClaire Street; and
(b) The City Traffic By-law 66-100 be amended accordingly.
14. (a) Three-way stop control be implemented at the intersection of Argo Street and San Antonio Drive; and,
(b) The City Traffic By-law 66-100 be amended accordingly.

15. That the application by Bum Hwang Lee (Jai and J's Variety) to lease a portion of the boulevard of Robert Street adjacent to No. 195 John Street North be approved, provided that;
- (a) The applicant pays the annual fee in accordance with the fee structure approved by the City Council on 1986 March 25 (current rate is \$125.00) plus taxes, if any, in addition to the \$10.00 annual encroachment insurance charge approved by City Council on 1984 February 14.
 - (b) The owner pays a one time \$25.00 registration fee, as approved by the City Council on 1986 January 14.
 - (c) The owner complies with the requirements as set out in the policy approved by the City Council on 1975 June 24, respecting using a portion of the road allowance for parking purposes.
 - (d) The driveway approaches, parking areas, and other structures, as approved by the Director of Traffic Services be constructed and maintained at the owner's expense.
 - (e) The owner executes an agreement, satisfactory to the City Solicitor, to indemnify and save the City harmless from all actions, causes of action, interest, claims, demands, costs, damages, expenses and loss.
16. That:
- (a) A "No Parking, 8:00 a.m. to 6:00 p.m., Monday to Friday" regulation be implemented on the north side of Harriet Street, commencing at Hess Street and extending to a point 96 feet easterly therefrom; and,
 - (b) The City Traffic By-law 66-100 be amended accordingly.
17. That the cost of installing the 27 new parking meters on Parkdale Avenue between Melvin and Roxborough Avenues which is approximately \$17,400.00, be charged to City Traffic Account 0345-41XX (Special Parking Meter Installation Projects).
18. That in respect of the property which has been expropriated for the extension of Trenholme Crescent, the City Clerk be authorized and directed pursuant to The Expropriations Act to:
- (a) Sign and serve Notices pursuant to Section 40 of The Expropriations Act that possession of this property is required by the City;

- (b) Sign and serve Offers of Compensation pursuant to Section 25 of The Expropriations Act for the expropriated land as follows:

TRENHOLME CRESCENT

OFFER OF COMPENSATION

former "registered
Owners" (Section 1
(l) (k) Expropriations
Act.

Rose Greenberg
The Spouse of Rose Greenberg
Francis O'Connor \$3,800.00
The Spouse of Francis
O'Connor
583144 Ontario Limited
Financial Trust Company
Financial Trustco Properties Ltd.
John Frank Petis
Spouse of John Frank Petis
John Charles Petis
The Spouse of John Charles Petis
Dennis John Petis
The Spouse of Dennis John Petis
280641 Ontario Inc

EXPLANATORY NOTE:

Pursuant to The Expropriations Act, R.S.O. 1980, and Sections 193 of The Municipal Act, R.S.O. 1980, the expropriation of this property was authorized by Council on January 13, 1987, when it passed Expropriation By-law No. 87-2, to expropriate the property for highway purposes. Pursuant to the Expropriation By-law, an Expropriation Plan was registered on title to the property on February 2, 1987 as Instrument No. 396377 C.D. to place ownership in the City. The next step is for the City Council to make its offers of Compensation and Notice of Possession.

19. That the Chairman or his nominee be authorized to attend the E.P.A./A.P.C.A. Symposium on Measurement of Toxic and Related Air Pollutants to be held at the Sheraton Imperial Hotel & Towers Research Triangle Park, North Carolina, May 3-6, 1987.
20. (a) That the Director of Public Works be authorized and directed to realign and relocate the driveways and driveway approach ramps in front of Nos. 7 and 11 King's Court such that there will be no need for vehicles to pass over or park on the triangular portion of road allowance where the driveways overlap.
- (b) That the cost of carrying out these improvements in the amount of \$4,000 be borne by the City of Hamilton.
- (c) That the Finance Committee be requested to recommend the method of financing the cost of this expenditure.

21. That leave be granted to introduce the following Bills:

- (a) Bill No. B19, By-law to incorporate Parts 4 & 5, Plan 62R-7727 into Rexford Drive
- (b) Bill No. B20, By-law to incorporate Parts 4 & 5, Plan 62R-8468 into Quincy Court
- (c) Bill No. B21, By-law to incorporate Part 1, Plan 62R-8437 into Guildwood Drive
- (d) Bill No. B22, By-law to incorporate Parts 4, 5, & 6, Plan 62R-6380 into Greenhill Avenue
- (e) Bill No. B23, By-law to incorporate Part 12, Plan 62R-8311 into Elmore Drive
- (f) Bill No. B24, By-law to incorporate Block 9, Plan 62M-412 into Leggett Crescent
- (g) Bill No. B25, By-law to incorporate Part 2, Plan 62R-7829 and Block 107, Plan 62M-439 into Strawberry Drive
- (h) Bill No. B26, By-law to incorporate part of Block "BX", Plan M-187 into Rosewell Street
- (i) Bill No. B27, By-law to incorporate Part 2, Plan 62R-8432 into Nash Road
- (j) Bill No. B28, By-law to incorporate Block 33, Plan 62M-410 into Skyview Drive
- (k) Bill No. B29, By-law to incorporate a portion of Block "DX", Plan M-119 into Leggett Crescent
- (l) Bill No. B30, By-law to amend By-law 66-100 to Regulate Traffic.
- (m) Bill No. B31, By-law to amend By-law 66-100 to Regulate Traffic.

Respectfully submitted,

ALDERMAN H. MERLING, CHAIRMAN
TRANSPORT AND ENVIRONMENT
COMMITTEE

John D. Thompson, Acting Secretary
Transport and Environment Committee

1987 April 7

REPORT OF THE PLANNING AND DEVELOPMENT COMMITTEE

To the Corporation of the City of Hamilton.

Members of Council:

The Planning and Development Committee presents its SEVENTH Report for 1987 and respectfully recommends:

1. That the City Solicitor's Department and the City Planning Department be authorized and directed to have staff attend the upcoming Ontario Municipal Board Hearing on the City's behalf in order to defend the City's by-laws in denying Committee of Adjustment Application A-87:14.

Note: The above-noted Committee of Adjustment Application involves property located at 947 Main Street east and the owner's request to convert the existing law offices into a residential care facility.

2. That Zoning Application 87-11, 512313, Ontario Limited (Thomas Moriarity), owner, requesting a change in zoning from "B" (Suburban Agriculture and Residential, etc.) District to "HH" (Restricted Community Shopping and Commercial, etc.) District to permit the construction of a commercial building for the sale and storage of published materials, for the property located at No. 1709 Upper James Street, as shown on the attached map marked as APPENDIX "A", be denied for the following reasons:

- (a) it is premature pending the preparation of the Allison Neighbourhood Plan in 1988,
- (b) it is premature pending the development of the performance standards for Upper James Street. The Urban Design Guidelines for the Upper James Street Corridor (performance standards) applied to other neighbourhoods to the north established lot frontages, depths and types of commercial uses. It is imperative that these standards be set in place before commercial development can proceed;
- (c) it will set an undesirable precedent for future similar commercial use applications.

3. That Zoning Application 87-12, Brian Sweet, owner, requesting a modification to the "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) District to permit six dwelling units within the building instead of the legally permitted four units, for the property located at No. 160 Grant Avenue, as shown on the attached map marked as **APPENDIX "B"**, be denied for the following reasons:

- (a) the use was established illegally.
- (b) only three parking spaces are available, whereas the by-law would require an additional three spaces for a total of six. Such a reduction in parking would place added pressure on on-street parking in the area.
- (c) the six unit multiple dwelling is out of character given the surrounding land uses are primarily one and two family dwellings.
- (d) an approval of this application would set an undesirable precedent for future similar applications.
- (e) it does not comply with the approved Stinson Neighbourhood Plan.

4. That approval be given to Zoning Application 87-14 Paletta International Corporation, owner, for a change in zoning from "C" (Urban Protected Residential, etc.) District to "G-1" (Designed Shopping Centre) District for property located at No. 1621 Upper Sherman Avenue as shown on the attached map marked as **APPENDIX "C"** on the following basis:

- (a) That the subject lands be rezoned from "C" (Urban Protected Residential, etc.) District to "G-1" (Designed Shopping Centre) District;
- (b) That the City Solicitor be directed to prepare a By-law to amend Zoning By-Law No. 6593 and Zoning District E-38D;
- (c) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning area.

The purpose of the By-Law is to provide for a change in zoning from "C" (Urban Protected Residential, etc.) District to "G-1" (Designed Shopping Centre) District.

The effect of the By-Law is to provide for uniform "G-1" (Designed Shopping Centre) District zoning for the subject lands in conjunction with adjacent lands at the northeast corner of Upper Sherman Avenue and Rymal Road East to permit a comprehensive shopping centre development.

5. That approval be given to an amended Zoning Application 87-13, 518374 Ontario Ltd., Angelo Papastamos, prospective owner, for a change in zoning from "AA" (Agricultural) District to "B" (Suburban Agriculture and Residential, etc.) District (Block 1) and to "G" (Neighbourhood Shopping Centre, etc.) District (Block 2) for property located at the south-west corner of Christopher Drive and Upper James Street, as shown on the attached map marked as APPENDIX "D" on the following basis:

- (a) That the lands described as Block 1 be rezoned from "AA" (Agricultural) District to "B" (Suburban Agriculture and Residential, etc.) District;
- (b) That the lands described as Block 2 be rezoned from "AA" (Agricultural) District to "G" (Neighbourhood Shopping Centre, etc.) District.
- (c) That the City Solicitor be directed to prepare a By-Law to amend Zoning By-Law No. 6593 and Zoning District Map W-9E.
- (d) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.

The purpose of the By-Law is to provide for the following changes in zoning for property located at the south-west corner of Christopher Drive and Upper James Street, as shown on the attached map marked as APPENDIX "D"

Block 1 - Change from "AA" (Agricultural) District to "B" (Suburban Agriculture and Residential, etc.) District

Block 2 - Change from "AA" (Agricultural) District to "G" (Neighbourhood Shopping Centre, etc.) District

The effect of the By-Law is to establish the appropriate zoning to permit single-family development on Block 1 and neighbourhood commercial development on Block 2.

6. That approval be given to City Initiative 85-P, for a change in zoning from "D" (Urban Protected Residential, etc.) District (Block 1) and "H" (Community Shopping and Commercial, etc.) District (Block 2) to "G-3" (Public Parking Lots) District, for property located at No. 255 West Avenue North, as shown on the attached plan marked as APPENDIX "E" on the following basis:

- (a) That the lands described as Block 1 be rezoned from "D" (Urban Protected Residential One and Two-Family Dwellings, etc.) District to "G-3" (Public Parking Lots) District;
- (b) That the lands described as Block 2 be rezoned from "H" (Community Shopping and Commercial, etc.) District to "G-3" (Public Parking Lots) District;

- (c) That the "G-3" (Public Parking Lots) District regulations as contained in Section 13C of Zoning By-Law No. 6593 applicable to the lands described as Blocks 1 and 2 be modified to include the following variance as a special requirement:
 - (i) That vehicular access to West Avenue North be prohibited from Blocks 1 and 2.
- (d) That the amending By-Law be added to Section 19B of Zoning By-Law No. 6593 as Schedule S-1018 and that the subject lands on Zoning District Map E-12 be notated S-1018;
- (e) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-12;
- (f) That the Landsdale Neighbourhood Plan be amended by redesignating the subject property from "Civic and Institutional" to a "Commercial" designation.
- (g) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.

The purpose of the By-Law is to provide for the following changes in zoning:

Block 1 - Change from "D' (Urban Protected Residential - One and Two-Family Dwellings, etc.) District to "G-3" (Public Parking Lots) District;

Block 2 - Change from "H" (Community Shopping and Commercial, etc.) District to "G-3" (Public Parking Lots) District.

The effect of the By-Law is to permit redevelopment of the former school site (West Avenue Public School) for a public parking lot.

In addition, the By-Law will prohibit vehicular access to West Avenue North from Blocks 1 and 2.

- 7. That the attached map (Plan 1) (**APPENDIX "F"**) and written policies (**APPENDIX "G"**) be adopted by City Council as a guide to future development in the Carpenter Neighbourhood.
- 8. That approval be given to application SA-87-01, "Kendale Garden", Ed. Robinson Properties, owner, to establish a draft plan of condominium located at the north side of Limeridge Road and west of West 5th Street subject to the following condition:
 - (a) That this approval apply to the plan prepared by MacKay, MacKay and Peters Limited, Ontario Land Surveyors, dated December 17, 1986.

9. That approval be given to application SA-87-04 "Pinewood Condominium", Empire Development (Hamilton) Ltd., owner, to establish a draft plan of condominium located west of Upper Paradise Road and north of Novoco Drive subject to the following condition:
 - (a) That this approval apply to the plan prepared by Sidney W. Woods Inc. Engineers and Surveyors, dated January 15, 1987, Plan R-2560-D.
10. That the Region be requested to grant one year extensions to the draft approval for Rexford Heights - Phase 2 Subdivision (Regional File No. 25T-77033) and Oakland Park Extension No. 4 Subdivision (Regional File No. 25T-79022).
11. That the Niagara Escarpment Commission be advised that the City of Hamilton is not opposed to the demolition of the single family dwelling at 8 Auchmar Road.

Note: R. Denninger Limited has requested the Niagara Escarpment Commission to grant a permit to demolish the existing frame single family dwelling at 8 Auchmar Road.

The applicant has indicated that the dwelling is of wooden frame construction, built in 1939 and is presently vacant. Furthermore, children as well as others are playing and using the empty structure. He felt that the building in its present condition is dangerous and should be removed as soon as possible.

L.A.C.A.C. has been contacted with regard to the building's historical status and have indicated that it is not listed and is not considered to be of sufficient architectural significance to be recommended for listing by the L.A.C.A.C. Research Sub-Committee.

12. That the Chairman and Vice-Chairman of the Planning and Development Committee, or their designates, be authorized to attend the National Conference of the Canadian Institute of Planners from 1987 July 5-8 in Toronto.

- *13. That the following resolution be approved:

"WHEREAS the Ontario Municipal Act, Section 217, provides that the Board of Management shall consist of such number of members of Council appointed by Council; and

WHEREAS the City of Hamilton considers it advisable to have members of Council assist and advise Business Improvement Associations, and generally act in a resource capacity, and not be full voting members of the Boards of Management of Business Improvement Associations; and

THEREFORE BE IT RESOLVED that the City of Hamilton request the Provincial Minister of Municipal Affairs to amend the Municipal Act to ensure that members of Council participate in the Business Improvement Association's affairs in the capacity of ex-official members (i.e. to have voice, but no vote); and

BE IT FURTHER RESOLVED that the Ontario Association of Municipalities be requested to support his resolution."

14. That the interim account of Weir and Foulds, Barristers and Solicitors, dated December 29, 1986 and January 28, 1987 in the respective amounts of \$1,166.23 and \$5,652.53 for a total of \$6,818.76 be paid.

Note: The accounts cover services from July 14, 1986 to December 31, 1986.

By adopting Section 20 of the Twenty-fifth Report of the Planning and Development Committee at its meeting of September 24, 1985, City Council approved that the firm of Weir and Foulds, Barristers and Solicitors be retained under the direction of the City Solicitor to act for the City in regard to the Supreme Court of Ontario action commenced against the City by Anthony Butler, Philip R. Brook, William E. Carruthers and John J. Shaw carrying on the practice of architecture under the name Anthony Butler/Brook Carruthers Shaw Associated Architects for the Hamilton Central Library and Farmers' Market.

15. That the account of Weir and Foulds dated January 29, 1987 in the amount of \$752.55 inclusive of disbursements, for services rendered from January 11, 1985 to January 16, 1987 be paid.

*SECTION 13 AMENDED TO READ:

13. That the following resolution be approved:

"WHEREAS the Ontario Municipal Act, Section 217, provides that the Board of Management of Business Improvement Areas shall consist of such number of members of Council appointed by Council; and

WHEREAS the City of Hamilton considers it advisable to have members of Council assist and advise Business Improvement Associations, and generally act in a resource capacity, and not be full voting members of the Boards of Management of Business Improvement Associations; and

THEREFORE BE IT RESOLVED that the City of Hamilton request the Provincial Minister of Municipal Affairs to amend the Municipal Act to ensure that members of Council participate in the Business Improvement Association's affairs in the capacity of ex-official member (i.e. to have voice, but not vote); and

BE IT FURTHER RESOLVED that the Ontario Association of Municipalities be requested to support his resolution."

Note: Weir and Foulds were retained in January of 1974 to act as the City's counsel with respect to these and other expropriations in the Lloyd D. Jackson Square urban renewal area.

Mr. Barnett and his family owned several properties that were expropriated. Proceedings with respect to all but 10, 14 and 14 1/2 Market Square have been completed. As soon as Mr. Barnett and his solicitors are through formulating their claims with respect to 10, 14 and 14 1/2 Market Square, Weir and Foulds will be able to attempt a negotiated settlement, failing which, same will proceed to the Land Compensation Board.

16. That Committee of Adjustment members, F. Rocchi, Chairman, Alderman H. Merling, M. Skofac, F. Lombardo, C. Young and L. G. Woods be authorized to attend and co-host the 1987 OACA Conference to be held in Hamilton on June 7, 8, 9 & 10 at a total expense not exceeding \$780.

- *17. Whereas, subdividers not conveying lands for park purposes are required to make cash payments in accordance with the Planning Act.

Whereas, the value of such payment is calculated by the Real Estate Department in accordance with the Planning Act and in keeping with proper appraisal standards.

Whereas, in the past, the 5% payment value was approved by Council on the recommendation of the Planning and Development Committee.

It is now resolved that:

- (a) The amount of 5% payment for park purposes in subdivisions be calculated by the Real Estate Department and collected through the subdivision agreements without submission to Council; and
 - (b) The value be reviewed by the Planning and Development Committee and Council if the Subdivider disputes the value established by the Real Estate Department.
 - (c) That the City Treasurer submit a Report on an annual basis to the Planning & Development Committee on the payments received.
18. That the Building Commissioner be authorized to issue demolition permits for the demolition of residential buildings as outlined below:
 - (a) 733 Upper Paradise
 - (b) 89 Reid Street North
 - (c) 30 Beland Avenue North
 - (d) 33 Albert Street

*SECTION 17 REFERRED BACK

19. (a) That, recognition be made by Hamilton City Council to the members of the Normanhurst O.N.I.P. Citizens Advisory Committee attached as Appendix "H";
- (b) That, such recognition be in the form of a certificate or letter of appreciation from the Council of the Corporation of the City of Hamilton, signed by the Mayor and the City Clerk and affixed with the seal of the Corporation.
20. (a) That, recognition be made by Hamilton City Council to the members of the Homeside O.N.I.P. Citizens Advisory Committee attached as Appendix "I";
- (b) That, such recognition be in the form of a certificate or letter of appreciation from the Council of the Corporation of the City of Hamilton, signed by the Mayor and the City Clerk and affixed with the seal of the Corporation.
21. (a) That, recognition be made by Hamilton City Council to the members of the McQuesten O.N.I.P. Citizens Advisory Committee attached as Appendix "J";
- (b) That, such recognition be in the form of a certificate or letter of appreciation from the Council of the Corporation of the City of Hamilton, signed by the Mayor and the City Clerk and affixed with the seal of the Corporation.
22. (a) That By-Law #86-74 appointing the Jamesville Business Improvement Area Board of Management be amended to delete the following names:
- | | |
|-----------|-----------|
| O. Simoes | I. Miller |
| B. Clark | J. Morgan |
- And, add the following:
- | | |
|------------|-----------|
| K. Sherman | B. Miller |
|------------|-----------|
- (b) That the City Solicitor be authorized and directed to amend By-law #86-74 pursuant to (a) above.

Note: As stated in Section 217, Sub-section 6 and 8 of the Municipal Act:

- (6) "A Board of Management....is a body corporate and shall consist of such a number of members appointed by Council"
- (8) "Where a vacancy occurs from any cause, the Council shall appoint a person qualified"

23. (a) That a Quit Claim Deed be prepared by the City Solicitor releasing all of the City's interest on the land shown as Part 2 on Plan R-2572 prepared by Sidney W. Woods Inc. Surveyor,
- (b) That the Mayor and City Clerk be authorized to execute the said Quit Claim Deed.

Note: Since about 1962, Frid Construction Company Limited has been occupying a parcel of land at the rear of property located at 70 Frid Street. This land extends northerly to the brow of the Chedoke Ravine. However, the brow of the ravine is now approximately 66 feet further north at its maximum distance than the land measurements described in the owner's deed. As a result, Frid Construction have been occupying a triangular parcel of land containing an area of approximately 6.938 square feet that is not referred to in its deed. The said parcel of land is described as Part 2 on Plan R-2572 prepared by Sidney W. Woods Inc. Surveyor.

The land on the north abutting the land in question is partly City of Hamilton land and partly Highway #403 land. The City of Hamilton has paper title to the subject portion of land which has been occupied by the Frid Company for more than 20 years and who, therefore, have secured ownership by means of this occupation.

Frid Construction Company Limited is in the process of selling the rear land at 70 Frid Street and Mr. David Ferguson, solicitor for the owner, has requested a Quit Claim Deed of the City's interest in order to secure title to the occupied portion of City property.

24. That an Offer to Purchase the lands of The Corporation of the City of Hamilton being composed of rear land off Rymal Road East and having a measurement of 76.22 metres (250.66 feet) more or less by 60.96 metres (200 feet) more or less, subject to a right-of-way over Block 17, Plan M-352 in favour of the Regional Municipality of Hamilton-Wentworth duly executed on March 10, 1987, by the Purchasers, B.A. Williams and Edward Cummings and scheduled for closing on July 27th, 1987, be approved and completed.

Note: The purchase price is \$51,700.00. A deposit cheque in the amount of \$5,170.00 is being held by the City Treasurer pending Council approval.

This transaction is conditional on the following conditions being met:

This transaction shall be closed on or before the 27th day of July, 1987. The closing of this transaction is conditional upon the simultaneous completion of the transaction between B. A. Williams and Edward Cummings and the Regional Municipality of Hamilton-Wentworth concerning the sale of parts 2, 6 and 9 on Plan 62R-5403.

It is understood and agreed that the Vendor, upon completion of this transaction will pay a 5% real estate commission to Re/Max Real Estate (1171 Upper James Street, Hamilton, Ontario, L9C 3B2), whose agent, Mr. Sam Pennetti acted in this matter.

This transaction includes special building covenants, agreements and restrictions which are set out as Appendix "K".

25. That an Offer to Purchase the lands of The Corporation of the City of Hamilton located on Nebo Road duly executed on March 19, 1987 by the Purchaser, Elio Marchetti carrying on business as Expert Boiler Service and scheduled for closing on September 18, 1987, be approved and completed.

Note: The purchase price is \$81,260.00. A deposit cheque in the amount of \$8,126.00 is being held by the City Treasurer pending Council approval.

The property is composed of a parcel of land located on the western limit of Nebo Road having a frontage of 200 feet by a depth of 442.95 feet/441.89 feet and containing an area of 2,0315 acres.

This transaction includes special building covenants, agreements and restrictions which are set out as Appendix "L".

26. That an Offer to Purchase the land of The Corporation of the City of Hamilton located at 14 Keefer Court duly executed on March 12, 1987 by the Purchasers, Rycott Grocery Limited and scheduled for closing on September 10, 1987, be approved and completed.

Note: The purchase price is \$55,929.00. A deposit cheque in the amount of \$5,592.00 is being held by the City Treasurer pending Council approval.

The property is composed of a parcel of land located on the southern limit of Keefer Court having a frontage of 42.5 metres (139.43 feet) by a depth of 74.661 metres/74.303 metres (244.95 feet/243.77 feet) and containing an area of 3,144m² (.7768 acres), more particularly described as Part 12 on Plan 62R-6188 (14 Keefer Court).

This transaction includes special building covenants, agreements and restrictions which are set out in Appendix "M".

27. That an Offer to Purchase the lands of The Corporation of the City of Hamilton located on Keefer Court duly executed on March 19, 1987 by the Purchasers, Clem-Vald Construction Limited and scheduled for closing on August 19, 1987, be approved and completed.

Note: The purchase price is \$58,700.00. A deposit cheque in the amount of \$5,870.00 is being held by the City Treasurer pending Council approval.

The property is composed of a parcel of land located on the northerly limit of Keefer Court having a frontage of 40 metres (131.2 feet) by a depth of 83 metres/80.59 metres (272.3 feet/264.4 feet) and containing an area of 3,304.7m² (.816 acres).

It is understood and agreed:

- (a) that the Vendor, upon completion of this transaction, will pay a 5% real estate commission to Dunn Realty Inc., whose agent Mr. Jack Dunn, acted in this matter;
- (b) that this Offer is conditional upon the Purchasers, at their own expense, obtaining satisfactory soil tests prior to the date of closing, to determine the load bearing capabilities of the subject lands, for the construction of the Purchaser's proposed building;
- (c) that the maximum land coverage by buildings is 75%.

This transaction includes special building covenants, agreements and restrictions which are set out in Appendix "N".

28. (a) That an Offer to Purchase the property at 15 Woodleigh Avenue executed by William and Antonette Biggs on March 18, 1987 and scheduled for closing on May 28, 1987 be approved and completed.

Note: The purchase price of \$13,000.00 is to be credited to account 0280-02. A \$500.00 deposit cheque is being held by the City Treasurer pending approval of this transaction.

- (b) That the City Treasurer be directed to pay any net profit from this sale (estimated to be \$6,000.00) to Lloyd M. Day and Elaine L. Day, the previous owners of the subject property.

Note: On January 25, 1983, City Council accepted a Quit Claim Deed from Mr. and Mrs. Day which provided that if the City disposed of the property within the next five years, any net profit was to be paid to Mr. and Mrs. Day.

This property has a frontage along the westerly limit of Woodleigh Avenue of 25 feet (7.62 metres) more or less by a depth of 100 feet (30.48 metres) more or less, with the exact area to be determined by a survey.

29. (a) That the City Solicitor be authorized to amend the deeds of conveyance to the Purchaser for Parts 9-14, 62R-7820 in order to grant right-of-ways over the subject parcels as follows:
- (i) The deed for Parts 9 and 10, 62R-7820 will be subject to a right-of-way over the hatched area shown on the plan and together with a right-of-way over the cross-hatched area on Parts 11-14, 62R-7820.
 - (ii) The deed for Parts 11-14, 62R-7820 will be subject to a right-of-way over the cross-hatched area on said plan and together with a right-of-way over the hatched area on Parts 9 and 10, 62R-7820.
- (b) The Purchasers must prepare the Legal Survey indicating the right-of-way at its own cost.
30. That leave be granted to introduce the following bills:
- Bill D-44** A By-law to amend Zoning By-law No. 6593 respecting land located at Municipal No. 1119 Fennell Avenue East.
 - Bill D-45** A By-law to Designate the Property located at Municipal No. 2774 King Street East.
 - Bill D-46** A By-law to Amend Zoning By-law No. 6593 respecting land located at Municipal No. 1180 Stone Church Road East.
 - Bill D-47** A By-law to Amend Zoning By-law No. 6593 respecting lands located at the north-east corner of Upper Wentworth Street and Limeridge Road East.
 - Bill D-48** A By-law to Amend Zoning By-law No. 6593 respecting land located at Municipal No. 131 Charles Street.

04/14/87

*31. That a Commercial Facade Loan in the amount of \$4 735 be approved for Mr. Stewart Millar, 568 Concession Street. The interest rate will be 4½%, amortized over 10 years.

- **32. (a) That a grant and repayable loan in the amount of five thousand dollars (\$5 000) be approved for Mr. and Mrs. Thomas Allan, 18 Caroga Court, for the adaptation of their home for Mrs. Allan's handicap.
- (b) That subject to approval, the lien be registered on Title indicating that a forgiveable grant in the amount of two thousand five hundred dollars (\$2 500) be earned over a five (5) year period, and the balance of two thousand five hundred dollars (\$2 500) be repaid to the Corporation of the City of Hamilton at the time of the sale of the property. The interest rate on the repayable portion will be zero (0) percent.

Respectfully submitted,

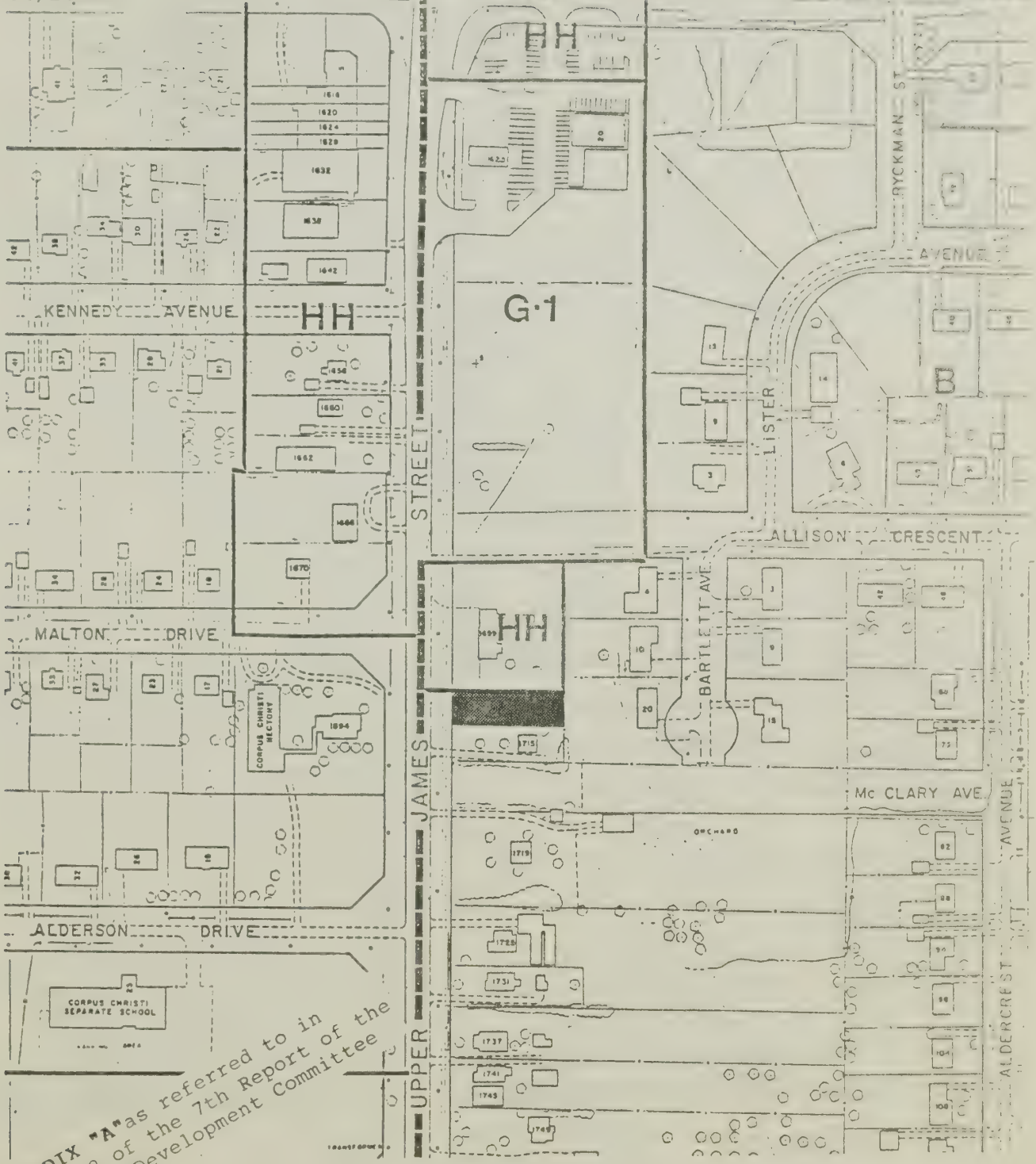
—
ALDERMAN J. SMITH, CHAIRMAN
PLANNING AND DEVELOPMENT COMMITTEE

Susan K. Reeder, Acting Secretary
Planning and Development Committee

1987 April 1

*SECTION 31 ADDED DURING COUNCIL

**SECTION 32 ADDED DURING COUNCIL

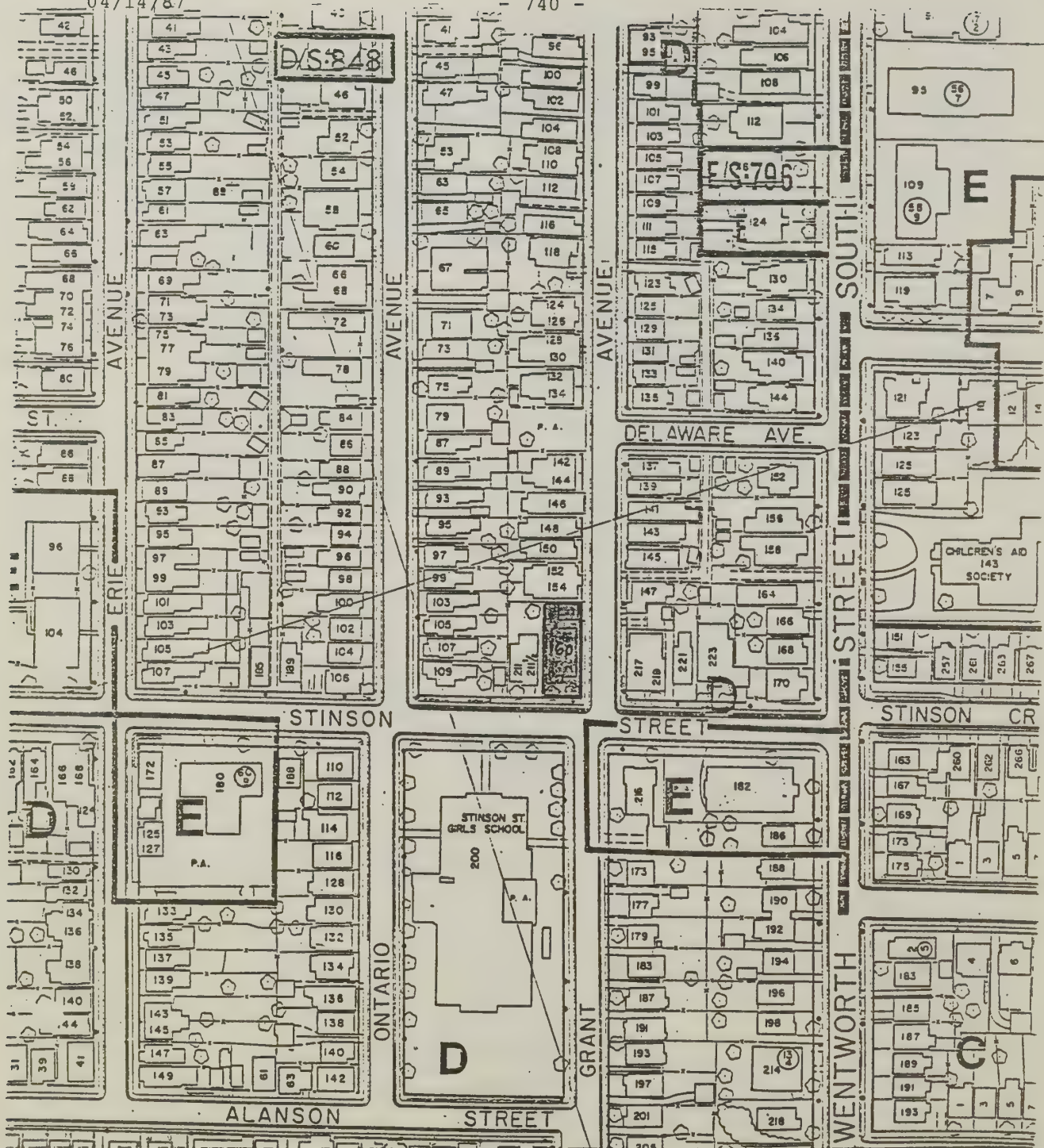


APPENDIX "A" as referred to in
Section 2 of the 7th Report of the
Planning & Development Committee

SITE OF THE APPLICATION



ZA87-11



LEGEND



SITE OF THE APPLICATION

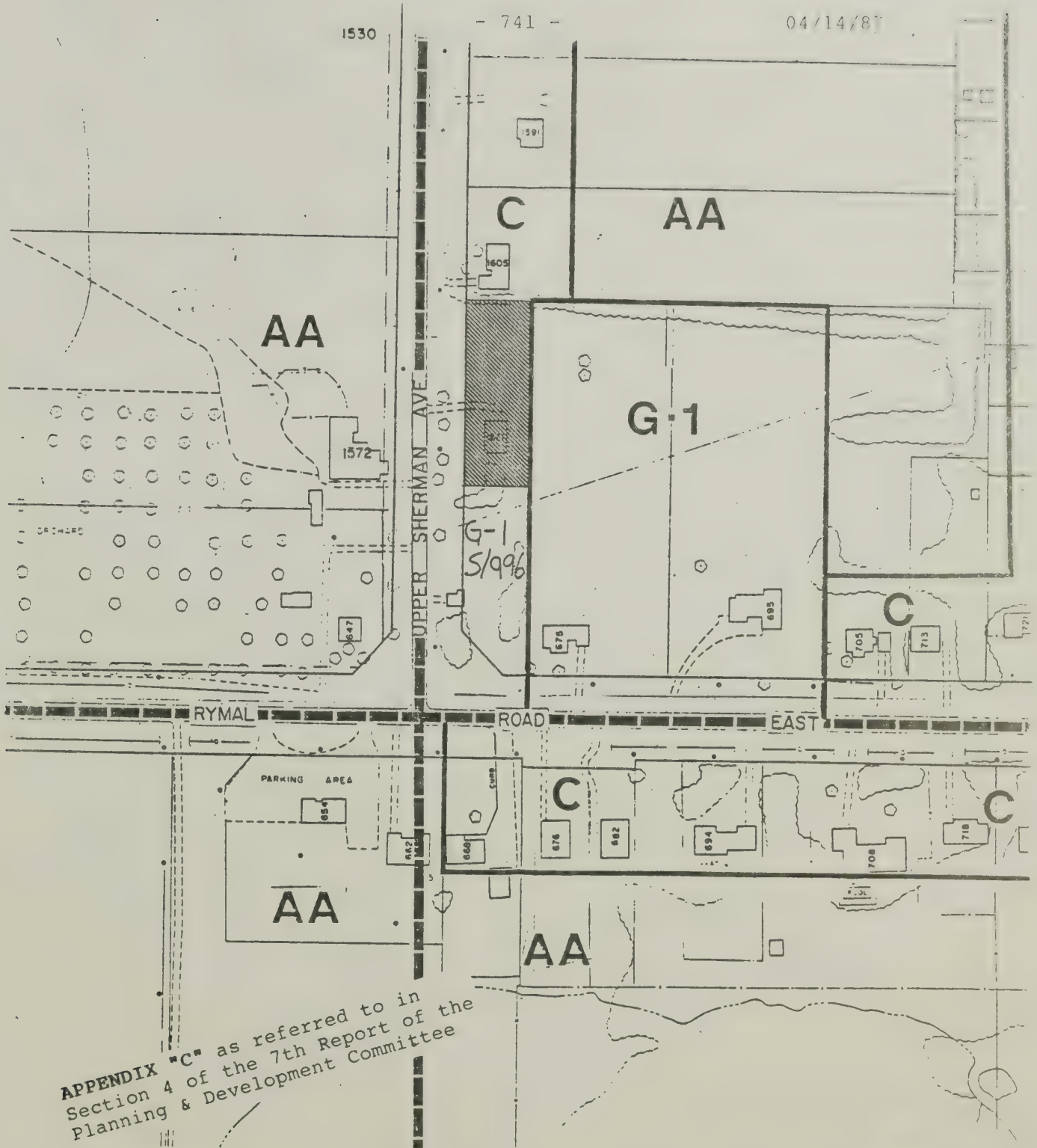
APPENDIX "B" as referred to in
Section 3 of the 7th Report of the
Planning & Development Committee

2A87-12

1530

- 741 -

04/14/87



APPENDIX "C" as referred to in
Section 4 of the 7th Report of the
Planning & Development Committee

LEGEND



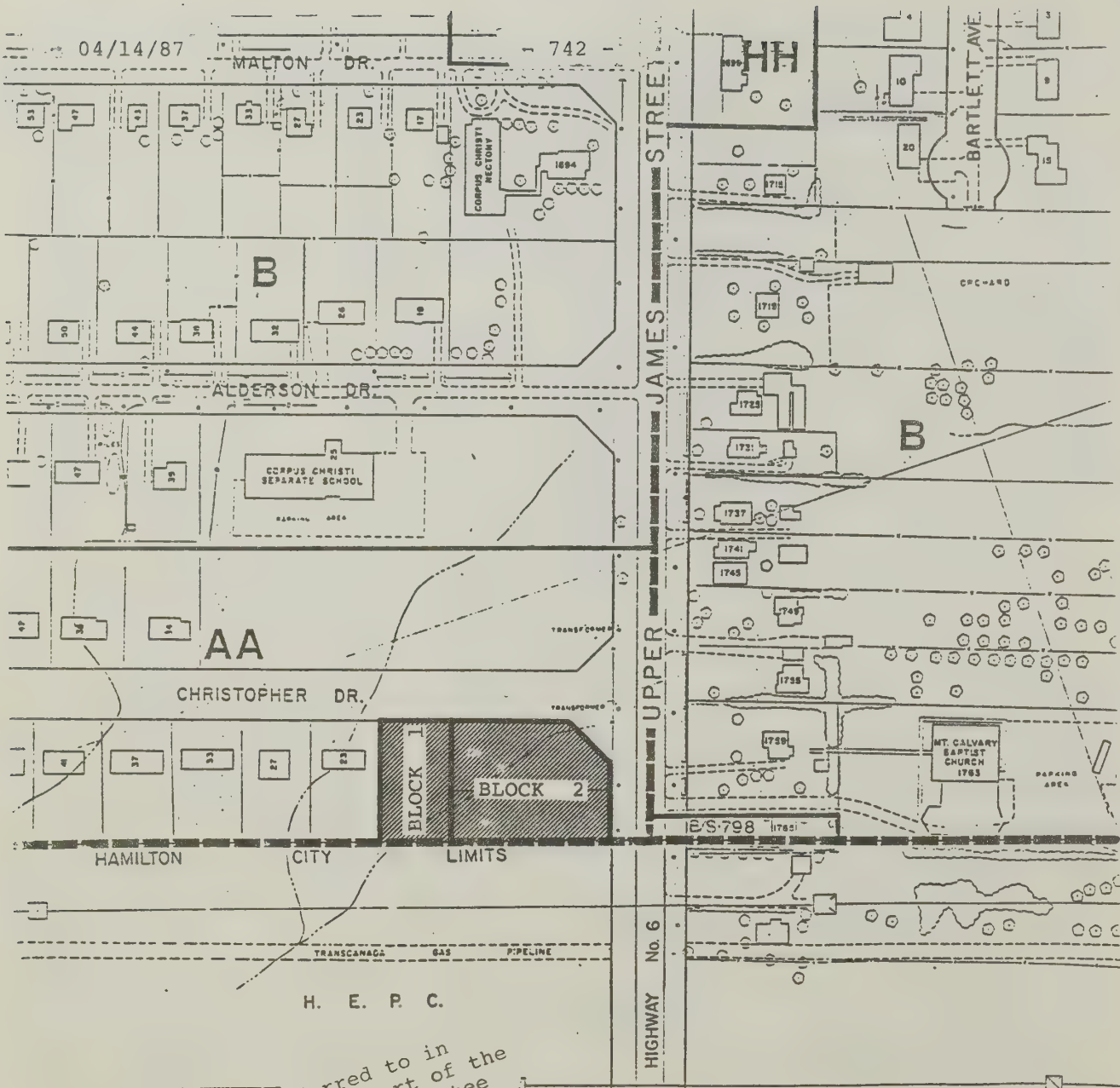
SITE OF THE APPLICATION



ZA87-14

04/14/87

742



APPENDIX "D" as referred to in
Section 5 of the 7th Report of the
Planning & Development Committee

LEGEND



SITE OF THE APPLICATION

BLOCK 1

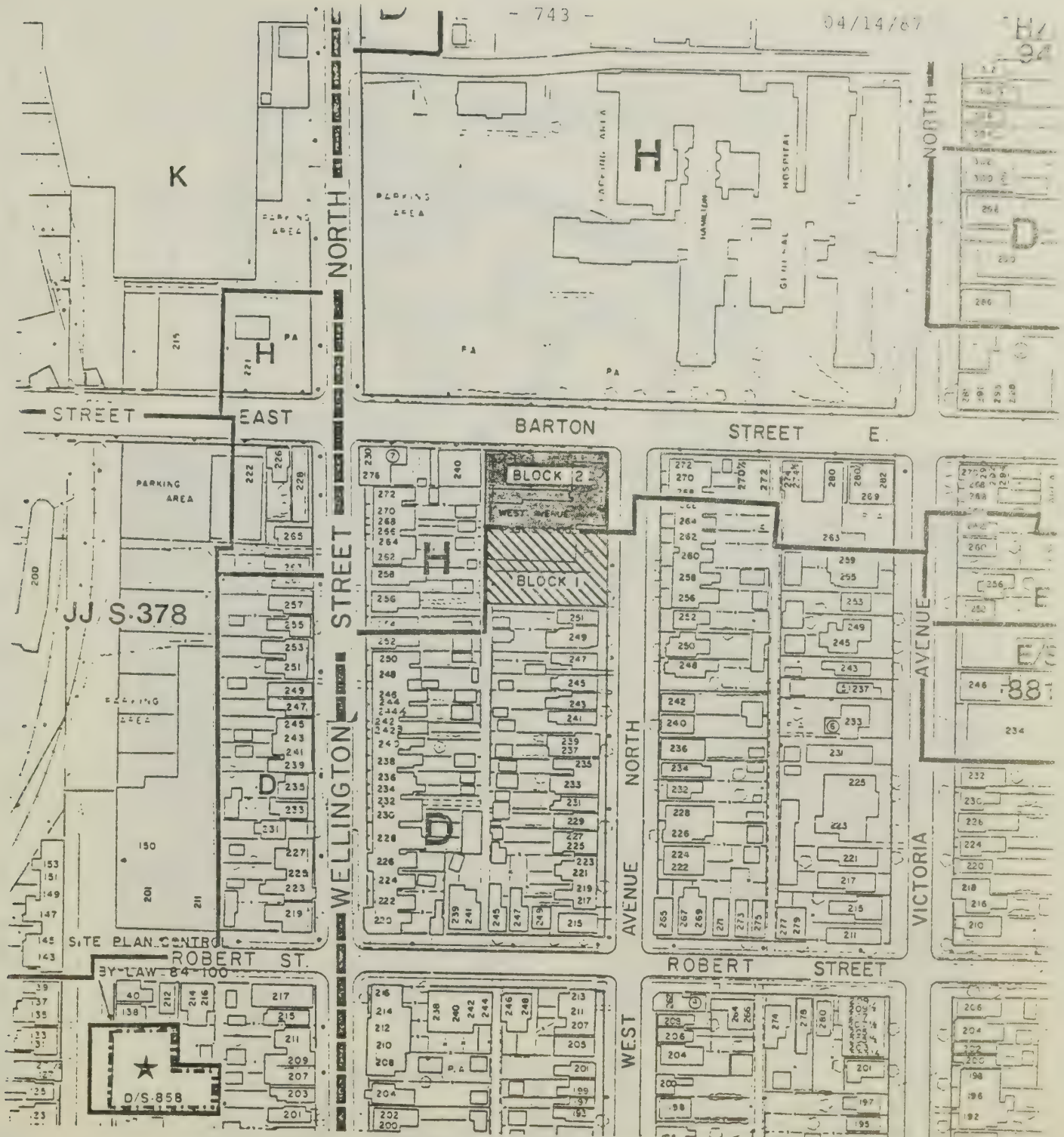
Change from "AA" (Agricultural) District
to "B" (Suburban Agriculture and
Residential, etc.) District

BLOCK 2

Change from "AA" (Agricultural) District
to "G" (Neighbourhood Shopping Centre, etc.)
District



ZA87-13



LEGEND

PROPOSED CHANGE IN ZONING FROM:

BLOCK 1  "D" (URBAN PROTECTED RESIDENTIAL - ONE AND TWO FAMILY DWELLINGS, ETC.) DISTRICT TO "G-3" (PUBLIC PARKING LOTS) DISTRICT.

BLOCK 2  "H" (COMMUNITY SHOPPING AND COMMERCIAL, ETC.) DISTRICT TO "G-3" (PUBLIC PARKING LOTS) DISTRICT.

APPENDIX "E" as referred to in Section 6 of the 7th Report of the Planning & Development Committee

C.I. 85-P

APPENDIX

APPENDIX "F" as referred to in
Section 7 of the 7th Report of
the Planning & Development Comm.

- 744 -

04/14/87

LAND USE

RESIDENTIAL
single & double

CIVIC & INSTITUTIONAL

PARK & RECREATION

UTILITIES

LEGEND

Proposed Road Pattern

Neighbourhood Boundary

Zoning Boundary

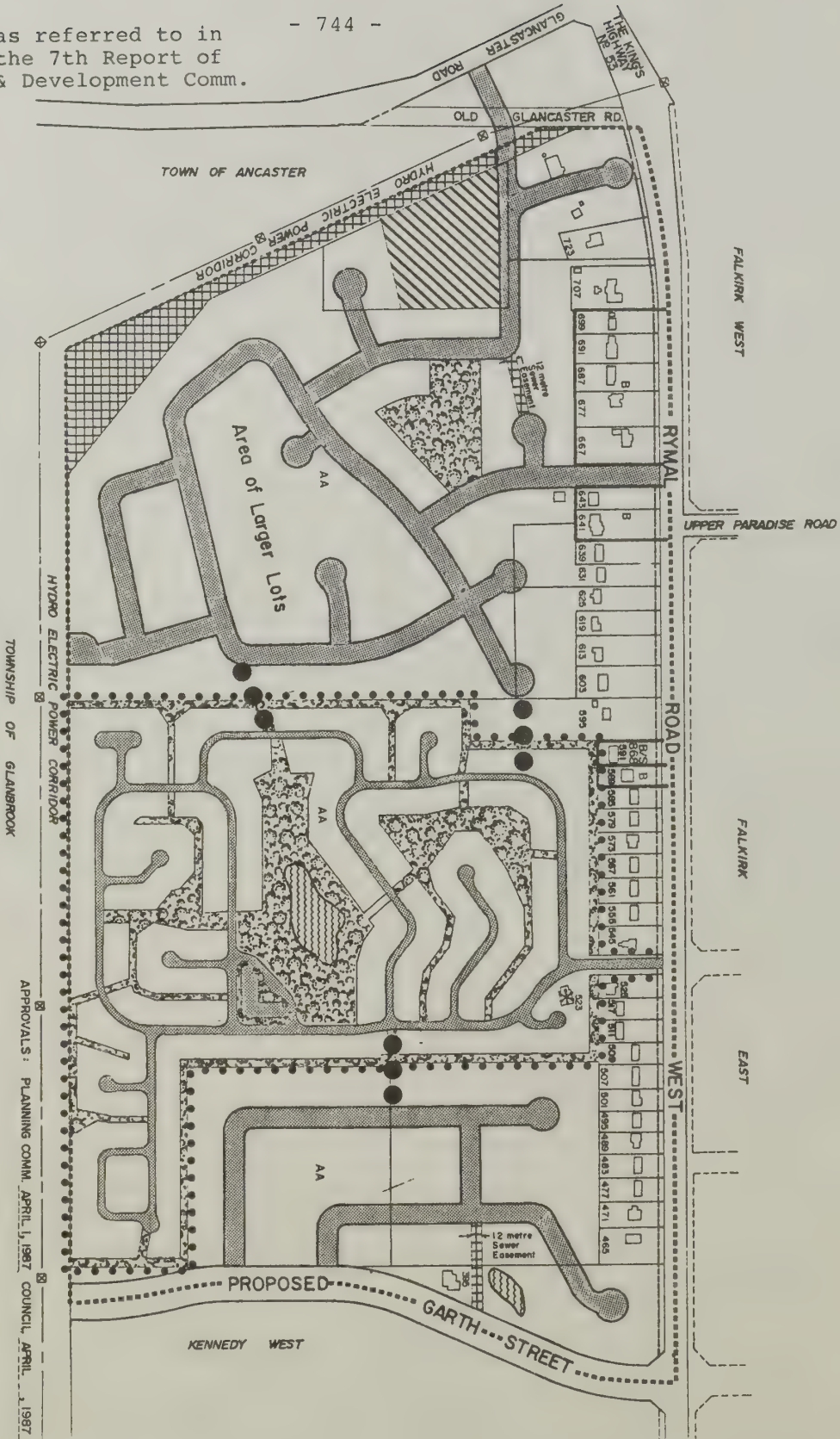
Berklin Retirement Village Boundary

Future Road Connection if Required

* Historic House (To be incorporated into layout)

CITY OF HAMILTON
PLANNING DEPARTMENT
CARPENTER
APPROVED PLAN

Scale 1:100 200 400 Feet
NORTH



Plan and Policies

CARPENTER NEIGHBOURHOOD

CITY OF HAMILTON

APPENDIX "G" as referred to in
Section 7 of the 7th Report of
the Planning & Development Comm.



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6.0 ADMINISTRATIVE PROVISIONS	16
7.0 APPENDICES	

1.0 PURPOSE OF THE STUDY

In April 1985, the Regional Municipality of Hamilton Wentworth Planning and Development Department recommended to the chairman and members of the City of Hamilton Planning and Development Committee that a Neighbourhood Plan for the Carpenter Neighbourhood be prepared by a private planning consultant. The need for the Neighbourhood Plan resulted from a request for an amendment to the Official Plan and Zoning By-Law to permit the development of a 21.4 ha (53.0 ac) site for a Manufactured Housing Community by Berksin Property Development Ltd.

2.0 BACKGROUND

The Carpenter Neighbourhood is one of the approximately 40 neighbourhoods which is presently developing or undeveloped. The Carpenter Neighbourhood was previously located in the Stage III development area as shown on Map No. 7 to the Regional Municipality of Hamilton-Wentworth Official Plan, and did not conform with the current staging policies of the Plan.

On October 2, 1984 Regional Council adopted Official Plan Amendment No. 11, which amended Map No. 7 "Staging & Development", thereby changing all lands within Stage 2 and 3 in the City of Hamilton to Stage 1.

As in the case of the Region, it was necessary to amend the Official Plan for the City of Hamilton. Amendment No. 22 to the City of Hamilton Official Plan allows for lands presently in Stages 2 and 3 to fall into Stage 1.

The City requires that a Neighbourhood Plan be prepared and approved by the City of Hamilton to bring it to conformity with the requirements of the Official Plan.

3.0 NEIGHBOURHOOD PLANNING PROCESS

The Planning process in undeveloped neighbourhoods involves three steps:

Step 1 involves collection of population statistics, land use, general policies, existing controls, community services and the analysis of constraints and opportunities which are then summarized in the Background Information Report. This report, completed in August 1986, is the basic tool from which the proposed plan is developed.

Step 2 is the formulation of the graphic and written policies which will aid guiding future development. These policies are based on neighbourhood planning principles. The Neighbourhood Plan outlines the general goals and the objectives, policies and actions for the various land uses and related topics within the neighbourhood.

Step 3 entails setting up a public meeting to discuss the details of the proposed plan. Citizens affected are invited to make comments concerning the plan and submit them to the Planning Department.

Appropriate revisions are made to the plan before it is presented to the Planning and Development Committee. Once the Committee has reviewed it, then the final map and policies are presented to City Council for adoption. Official Plan Amendments and zoning changes may be considered at the time of adoption, or at a later date.

4.0 DESCRIPTION OF THE STUDY AREA

The Carpenter Neighbourhood contains approximately (67.3 ha - 166 ac) of land in the south-west section of the City of Hamilton. It is bounded by Rymal Road West to the north, Garth Street and its proposed extension to the east, an Ontario Hydro Power Corridor to the south and west; the municipal limits for the City of Hamilton respectively. The neighbourhood is largely undeveloped, except for existing single family residences fronting onto Rymal

Road, and a construction vehicle maintenance/storage compound at the rear of one of these existing residential units.

The lands will be used for residential, park/open space and institutional uses. In the eastern half, an irregular shaped parcel of land continuing approximately 21.4 ha (53 ac) of land will support a proposed modern manufactured housing retirement community.

The western half, comprising of approximately 45.9 HA (113) of land will provide for low density residential housing.

5.0 NEIGHBOURHOOD PLAN

The Carpenter Neighbourhood Plan is a guide to the future development within the area. The Plan is an extension and elaboration of policies which exist in the City of Hamilton Official Plan.

The Plan includes:

1. A diagrammatic representation of the street pattern and land use location;
2. A set of written policies ranging from the broad to the more specific.
(Refer to figure below)

The goals represent the broad overall aims for the neighbourhood. The objectives, are more specific focusing on the aims for each land use. The policies are the governing principles through which the objectives may be achieved. Finally, the actions refer to particular initiatives which the City and/or other agencies must undertake to implement the objectives and policies set.

A) Goals

There are three major goals which the City will strive for in the development of the Carpenter Neighbourhood.

1. Single family residential will remain the predominant land use type.
2. Housing will be provided for all age groups.
3. The plan will be designed to provide a convenient, safe, and visually pleasing living environment for the people it serves.

These three goals are interrelated and are the basis from which the objectives, policies and actions are derived.

1. The first goal is an attempt to continue the low density residential land use that exists rather than introduce other forms of housing with higher densities such as townhousing and low rise apartments. As this neighbourhood is located at the extreme southwest corner of the City of Hamilton, remote from the Downtown and many amenities associated with most neighbourhoods it is apparent that the neighbourhood cannot in the future be self sufficient and therefore a lower than average density should prevail.
2. The second goal is to achieve a well balanced neighbourhood in terms of providing housing for all age groups. Over 37% of the lands to be developed for residential purposes are proposed for a retirement community with its own recreational facilities and amenities.

- 3.0 Although the existing topography creates many constraints to energy efficient planning in the design of the street pattern, certain measures can be taken to increase solar access. The plan will, by the provision of open space, pedestrian and bicycle paths establish a more convenient and safe living environment and assist in providing for more solar access than would otherwise be provided.

B) Objectives, Policies and Actions

1. Residential

Objective 1 - Low Residential Density:

The Carpenter Neighbourhood will have a low residential housing density, ranging from 18 to 30 dwelling units per hectare (7.25 to 12 units per acre) compared to other neighbourhoods in the City of Hamilton. Any change in housing densities will be graduated so that the change is compatible with existing residential densities.

Policies

- 1) The lowest densities will be those that presently exist along Rymal Road West and any infill developments that are permitted in this area. The higher densities will be permitted where the lands are relatively flat and where individual lot grading is not a problem. These higher densities will compliment the existing lower densities.
- 2) Larger lots should be located where the existing topography requires additional side and rear yards for overland drainage.

Actions

- 1) The City will encourage developers to provide a variety of lot sizes for low density units.

Objective 2 - Compatability with Existing Development:

Future residential development will be compatible with the existing residential units fronting Rymal Road West and in adjacent neighbourhoods.

Policies

- 1) New development located adjacent to existing dwelling units will be similar in character.
- 2) Infilling lots along Rymal Road West will be similar in size to existing lots.
- 3) All new development should take into account the possible shadow effects on existing development.

Actions

- 1) The planning process (for example, subdivision and development agreements, and site plan control) will help ensure that new developments are compatible with existing developments.
- 2) Infill development, where appropriate, will be encouraged by the City.

Objective 3 - Variety of Housing Types:

A mixture of residential housing units will be provided for low, medium and high income groups, and for all age groups.

Policies

- 1) Developers will be encouraged to build different types of housing for all income and age groups.
- 2) The establishment of Government assisted housing scattered throughout the neighbourhoods will be encouraged.
- 3) All forms of low density housing, including cluster housing will be considered in the neighbourhood.

Actions

- 1) The City will endeavour to promote Government assisted housing by encouraging non-profit organizations to make use of available Government programs.
- 2) The City will support development proposals which offer a variety of housing types for all age groups.

Objective 4 - Energy Efficient Design:

Residential development should make use of microclimatic features such as topography and vegetation in order to maximize the passive use of solar energy.

Policies

- 1) Buildings should be located on the site to minimize shadow impacts on adjacent dwelling units.
- 2) Builders and home owners will be encouraged to plant deciduous trees on the south face of buildings to promote shading in the summer and light access in the winter. Similarly, coniferous trees should be located on the north faces for cooling and heating purposes. Mature trees will be retained wherever possible.
- 3) Deeper lots should be provided along east-west streets to increase solar access.
- 4) Wider lot frontages should be permitted along north-south streets, which would increase the solar exposure to upper floor units and reduce the shadows on adjacent properties resulting from garages.

Actions

- 5) The City will encourage developers to design residential areas in a manner which maximizes the use of energy efficient design.

2. Commercial

Objectives:

Residents of the neighbourhood will have access to community shopping facilities in adjacent neighbourhoods. The Berksin Retirement Community will have a convenience shopping establishment for the residents of that community.

Policies

- 1) The convenience shopping establishment in the Berksin Retirement Community will be part of the administration/clubhouse structure and will not be free standing.
- 2) The major convenience shopping facilities for the residents of the neighbourhood shall be those being provided in the Falkirk East Neighbourhood.

Actions

- 3) The City will encourage and support the extension of Garth Street southerly to the City limits, including sidewalks, and improved pedestrian access along the south side of Rymal Road West for the convenience of the residents walking to the shopping facilities in the Falkirk East Neighbourhood.

3. Light Industrial

Objective:

No lands will be used for light industrial in the Carpenter Neighbourhood in the long term.

Policies

- 1) An existing light industrial use will be discouraged from expanding, and new industrial uses will not be permitted.

Actions

- 1) The City should encourage relocation of the existing light industrial use at 625 Rymal Road West.

4. Institutional (Schools and Religious Facilities)

Objective 1 - School Sites:

Adequate school facilities should be provided for the residents of the Carpenter Neighbourhood, either within the neighbourhood or in the vicinity.

Policies

- 1) The Public Board of Education and Separate School Board will be encouraged to develop one or both of their properties at the east end of the neighbourhood for a school or schools.
- 2) Should one of the School Boards decide to build a school it should have direct access from Garth Street extension.
- 3) Consideration should be given to using the future school after hours to provide additional community services.

Actions

- 1) If either the Public or Separate School Board decides to sell its lands the other Board will be given priority to purchase.
- 2) In the event that one or both of the School Boards decides not to build a school, the City will reconsider the designation of these lands.

Objective 2 - Religious Institutions:

Religious institutions are considered to be an important community service and are therefore encouraged to locate within the Carpenter Neighbourhood. The lands owned by the Roman Catholic Diocese along the westerly boundary of the neighbourhood can be developed for a place of worship.

Policies

- 1) Religious institutions will be encouraged in appropriate locations, such as along arterial roads, and/or on lands currently owned by church organizations.
- 2) Development of a church will be encouraged on the lands owned by the Roman Catholic Diocese, located on the western edge of the neighbourhood.

Actions

- 1) The City will support plans for the development of a church, synagogue or other place of worship provided it does not adversely affects surrounding land uses.

5. Park and Open Space

Objective:

The parks and open spaces within the Carpenter Neighbourhood will be developed and designed to meet the needs of the community.

Policies

- 1) The community parks will be developed to provide passive and active recreational facilities appropriate for the needs of the residents.
- 2) The parks will have access from a collector or arterial road.
- 3) In the event that one or both of the school sites are declared surplus, and developed for residential purposes, part of the site should be devoted to parkland.

Actions

- 1) The City should request developers to provide a systematic arrangement of linear parks/walkways/bicycle paths in their plans of subdivision.

6. Community Services

Objective:

Adequate community services will be provided for residents of the Carpenter Neighbourhood, mainly by means of facilities located in adjacent neighbourhoods and in the Berksin Retirement Community.

Policies

- 1) Recreational, cultural, library and other services will be provided by means of facilities located in the Falkirk East Neighbourhood or in other nearby neighbourhoods.

- 2) The Westmount Community Centre and the Allan MacNab Community Centre will serve the neighbourhood until such time as facilities are provided closer to the Carpenter Neighbourhood.

Actions

- 1) The Library Board should monitor the neighbourhood development to determine the need to expand its Bookmobile Service presently available in the area.

7. Transportation

Objective 1 - Road System:

The road patterns will be designed recognizing the undulating topography and where feasible maximizing energy efficiency without jeopardizing the safety and the convenience of residents.

Policies

- 1) The street system will be designed in an east-west orientation where economically feasible maximizing the solar energy available for the residential lots.
- 2) The internal street systems, for safety and amenity reasons, will be designed to discourage through traffic.
- 3) The arterials will be upgraded to accommodate future development, and internal roads will be constructed as required.

- 4) Consideration will be given to reducing the frontage requirements for lots located on east-west streets to create deeper lots, thereby increasing solar access.
- 5) Garth Street will be extended southerly to the City limits when warranted.
- 6) Traffic lights should be installed when warranted at the intersections of arterial roads along Rymal Road West.
- 7) Consideration will be given to realignment of the intersection of Upper Paradise Road and Rymal Road West.

Actions

- 1) The City will endorse an internal road system for the neighbourhood which clearly identifies the collector road, minimizes the number of stops, and discourages through traffic.
- 2) The City will consider investigating the reduction of street widths.
- 3) The City will investigate its land requirements for the possible realignment of Upper Paradise Road at Rymal Road West.
- 4) One of the criteria for subdivision approval is that proposed street systems be similar to the road pattern approved in the neighbourhood plan.

Objective 2 - Pedestrian/Bicycle Paths and Transit:

Pedestrian/bicycle paths on public lands and public transit will be promoted by the City.

Policies

- 1) The City will request the Regional Engineering Department to provide storm and sanitary sewers and an adequate water supply capable of serving the residents in the neighbourhood.
- 2) The City will discourage "leap frog" development by providing extensions of existing services.

Actions

- 1) The City is studying a report on storm water management and a master servicing study for the Southwest Mountain Area of the City of Hamilton and the Township of Glanbrook all within the Regional Municipality of Hamilton-Wentworth.
- 2) Regional Engineering Services will assess the need for the extension of municipal services in the neighbourhood on a periodic basis.

6.0 ADMINISTRATIVE PROVISIONS

The Neighbourhood Plan is a policy of City Council but is not incorporated into the Official Plan. The Plan is not intended to be rigid. It is expected that there will be changes from time to time in response to new circumstances. However, changes should reflect the general goals of the Plan. Very minor alterations in land use and boundaries will not need a plan amendment. However, other changes will need Council approval and full participation of those affected.

An Official Plan Amendment is required if any Commercial designation exceeds .4 ha (1.0 ac). Any other changes to the Neighbourhood Plan which do not conform to the Official Plan will require amendments.

Policies

- 1) The City should assess the need for constructing sidewalks if bicycle and/or pedestrian paths are provided serving the same purposes.
- 2) Public transit service will be provided to the Carpenter Neighbourhood. If possible, routes will include internal loops within the Berksin Retirement Community and the western residential area.
- 3) Public transit routes will serve as many people as possible by locating bus stops in convenient and accessible areas.

Actions

- 1) The City will encourage the development of the bicycle/pedestrian paths through the process of subdivision and site plan control.
- 2) The City will encourage the Hamilton Street Railway to provide bus routes in appropriate locations.
- 3) The City will encourage Hamilton Street Railway to provide shelters and/or benches at most bus stops.

8. Infrastructure

Objective:

Municipal services including storm & sanitary sewers and water will be provided for the Carpenter Neighbourhood.

NORMANHURST NEIGHBOURHOOD

PLANNING COMMITTEE

Alderman who Served on the
Committee and/or represent
the Ward:

Alderman S. Collins
City Hall

Alderman F. Lombardo
City Hall

Alderman D. Christopherson
City Hall

Alderman G. Copps
City Hall

Ken Heslop
596 Britannia Avenue
L8H 2A4
Bus: 529-3545
Res: 549-1927

Ms. Sheila Wilson
c/o Doors of Friendship
Community School
139 Parkdale Avenue North
L8H 5X3
Bus: 545-6216

Diane Whitworth
39 Goggin Avenue
L8H 3C2
Res: 545-3070

John Oddi
Sir Winston Churchill
Rec. Centre
1715 Main Street East
L8H 1E3
Bus: 547-6042

Ken Stephens
192 Adeline Avenue
L8H 5T8
Res: 545-3128

Dr. Nutter
Normanhurst Community Centre
1621 Barton Street East
L8H 2Y3
Bus: 544-9013

Gordon Meldrum
280 Glennie Avenue
L8H 5W6
Res: 545-6516

Rev. Joe Rogers
c/o St. Matthew's House
414 Barton Street East
L8E 2L3
Bus: 523-5546

Paul Ciprietti
187 Country Club Drive
L8K 6A9
Res: 541-9835
Bus: 561-6335

John R. Whittaker
155 Julian Avenue
L8H 5R8
Res: 547-7133

APPENDIX "H" as referred to in
Section 19 of the 7th Report of
the Planning & Development Comm.

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APPENDIX "I"
HOMESIDE CITIZENS' O.N.I.P. COMMITTEE

Aldermen who served on the
Committee and/or represent
the ward:

Alderman V. Scott
City Hall

Alderman D. Gray
City Hall

Alderman G. Copps
City Hall

Alderman D. Christopherson
City Hall

Mrs. Betty Blankstein
340 Britannia Avenue
L8H 1Y5
Res: 549-9221

Mr. Lorne E. Bradt
271 Fairfield Avenue North
L8H 5H5
Res: 544-0480

Mr. J. L. Garbutt
34 Division Street
L8H 4Z6
Res: 549-3312

Mr. Walter Hannigan
310 Britannia Avenue
L8H 1Y3

Mr. Ray Mulholland
207 Erin Avenue
L8K 4K5
Res: 547-2237

Mrs. Anne O'Hare
46 Cameron Avenue North
L8H 4Y8
Res: 547-3617

Rev. Brian E. Patterson
40 Ocford Street #1909
L8R 2X1
Res: 526-9996

APPENDIX "I" as referred to in
Section 20 of the 7th Report of
the Planning & Development Comm.

Mr. Steve Shaver
208 Fairfield Avenue
L8H 5H6
Res: 549-4877

Mr. Alain O. Sicard
8 Merchison Avenue
L8H 3C9
Res: 547-9134

Mrs. Van Horne
20 Tragina Avenue South
L8K 2Z1
Res: 544-2060

Mr. James Wood
30 Garside Avenue North
L8H 4W2
Res: 547-1332

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APPENDIX "J"

MCQUESTEN O.N.I.P. CITIZEN'S COMMITTEE

Aldermen who served on the
Committee and/or represent
the Ward:

Alderman S. Collins,
City Hall

Alderman D. Christopherson
City Hall

Alderman V. Lombardo,
City Hall

Alderman G. Copps
City Hall

Ms. Bernice Burrows
326 Vansitmart Avenue
L8H 3B8
Bus: 664-4232
Res: 549-3106

John Oddi
Sir Winston Churchill Rec.
Centre
1715 Main Street East
L8H 1E3
Bus: 547-6042

Mr. P. Ciprietti
187 Country Club Drive
L8K 6A9
Bus: 561-6335
Res: 561-9835

Mr. Murray Kilgour
38 Glengrove
L8H 1N2
Res: 547-7906

Mrs. Olive Lewis
374 Brunswick Avenue
L8H 6S2
Res: 549-3984

Mrs. Norma Willis
84 Beland Avenue North
L8H 6C1
Res: 549-8181
Bus: 637-7315

Mr. Tim McGrory
#406-543 Queenston Road
L8K 1J8
Res: 561-0711

APPENDIX "J" as referred to in
Section 20 of the 7th Report of
the Planning & Development Comm.

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- 6.1 The Purchaser acknowledges to the Owner that the Purchaser realizes that in addition to the sale price payable in this Offer to Purchase, there may be municipal, regional, governmental or provincial charges, fees, levies and rates to be paid by the Purchaser; in particular, without limiting the generality of the foregoing, the Purchaser realizes that he may also be required after the transfer to him:
- (a) to pay municipal, realty and business taxes;
 - (b) to pay City Local Improvement Charges for City services such as streets, sidewalks and curbs;
 - (c) to pay Regional Local Improvement Charges for Regional services such as water supply, storm sewers and sanitary sewers;
 - (d) to pay Regional Special Charge (sewer impost fee), upon application for a building permit;
 - (e) to pay building permit application fee;
 - (f) to pay for storm and sanitary sewers, water lines, their connections and laterals under the street and under the Purchaser's property;
 - (g) to pay for the connection of all utilities to the premises;
 - (h) to prepare and obtain approval of site plans pursuant to The Planning Act prior to the issuance of a building permit and to enter into a site plan agreement, if requested by the municipality;
 - (i) to convey five percent (5%) of the land to the municipality for park purposes as a condition of development or redevelopment of the land for residential purposes;
 - (j) to apply for a re-zoning of the property in the event that the Purchaser's proposed use of the property is not permitted by the zoning by-law. Such application is subject to the approval of the City and the approval of the Ontario Municipal Board.

- 6.2 This Agreement may not be assigned by the Purchaser. In particular and without limiting the generality of the foregoing statement, it is understood and agreed that only the Purchaser named herein shall take title on closing and the Purchaser does not have the right to direct the Owner to convey the land to the Purchaser in trust, to the Purchaser and another or to a new third party.

- 6.3 In consideration for the transfer of the hereinbefore described land to the transferee, in addition to payment of the sale price to the transferor, the transferee covenants and agrees to and with the transferor:

1. That the transferee shall commence construction of a building, having a minimum building area of ~~10,000~~ 8,000 square feet, upon the hereinbefore described land by not later than ~~November 27, 1987~~ 1988.

Building area is the greatest horizontal area of a building within the outside surface of the exterior walls. Construction is considered commenced when the foundations have been installed as determined by the Office of the Building Commissioner.

2. That the transferee shall complete construction of the said building by not later than ~~November 27, 1988~~ 1989.

The building is considered completed upon the issuance by the Office of the Building Commissioner of a Final Inspection Report.

3. That no transfer of the hereinbefore described land shall be made by the transferee until The Corporation of the City of Hamilton confirms that covenants 1 and 2 have been complied with.

APPENDIX "K" as referred to in
Section 24 of the 7th Report of
the Planning & Development Comm.

Continued..... 1(b)

(For Land Titles, May, 1983)

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4. In the event that the transferee does not comply with covenants 1 and 2 or either of them by the date(s) set out therein, the transferee covenants and agrees that the transferee shall sell the lands to the transferor, free and clear of all charges, encumbrances, liens, claims or adverse interests whatsoever - if requested by the transferor, for the sale price herein, (without any interest) - less (a) the deposit; (b) the commission paid (if any) by the transferor to a real estate agent; (c) arrears of realty taxes (including the local improvement charges), penalty and interest owing on them - and further, without increase or compensation for costs of any improvements, additions, alterations, services or structures on, in or under the said lands.
5. The said transferor as registered owner and the said transferee hereby apply to request and authorize the Land Registrar to have Notice of the covenants set out above entered on the Register of the land being transferred herein to the said transferee.
- 6.4 The Purchaser agrees that the restrictions, covenants and agreements in paragraph 6.3 shall not merge upon the closing of this transaction but shall continue in full force and effect for the benefit of the Vendor, its successors and assigns.
- 6.5 The Purchaser agrees that the transfer to him which he shall execute shall be subject to and include said paragraph 6.3 and its restrictions, covenants and agreements.

- 6.1 The Purchaser acknowledges to the Owner that the Purchaser realizes that in addition to the sale price payable in this Offer to Purchase, there may be municipal, regional, governmental or provincial charges, fees, levies and rates to be paid by the Purchaser; in particular, without limiting the generality of the foregoing, the Purchaser realizes that he may also be required after the grant to him:
- (a) to pay municipal, realty and business taxes;
 - (b) to pay City Local Improvement Charges for City services such as streets, sidewalks and curbs;
 - (c) to pay Regional Local Improvement Charges for Regional services such as water supply, storm sewers and sanitary sewers;
 - (d) to pay Regional Special Charge (sewer impost fee), upon application for a building permit;
 - (e) to pay building permit application fee;
 - (f) to pay for storm and sanitary sewers, water lines, their connections and laterals under the street and under the Purchaser's property;
 - (g) to pay for the connection of all utilities to the premises;
 - (h) to prepare and obtain approval of site plans pursuant to The Planning Act prior to the issuance of a building permit and to enter into a site plan agreement, if requested by the municipality;
 - (i) to convey five percent (5%) of the land to the municipality for park purposes as a condition of development or redevelopment of the land for residential purposes;
 - (j) to apply for a re-zoning of the property in the event that the Purchaser's proposed use of the property is not permitted by the zoning by-law. Such application is subject to the approval of the City and the approval of the Ontario Municipal Board.
- 6.2 This Agreement may not be assigned by the Purchaser. In particular and without limiting the generality of the foregoing statement, it is understood and agreed that only the Purchaser named herein shall take title on closing and the Purchaser does not have the right to direct the Owner to convey the land to the Purchaser in trust, to the Purchaser and another or to a new third party.
- 6.3 In consideration for the grant of the hereinbefore described land to the grantee, in addition to payment of the sale price to the grantor, the grantee covenants and agrees to and with the grantor:
- 1. That the grantee shall commence construction of a building, having a minimum building area of 15,000 square feet, upon the hereinbefore described land by not later than March 18, 1988
- Building area is the greatest horizontal area of a building within the outside surface of the exterior walls. Construction is considered commenced when the foundations have been installed as determined by the Office of the Building Commissioner.
- 2. That the grantee shall complete construction of the said building not later than March 18, 1989
- The building is considered completed upon the issuance by the Office of the Building Commissioner of a Final Inspection Report.
- 3. In the event that the grantee does not comply with covenants 1 and 2 or either of them by the date(s) set out therein, the grantee covenants and agrees that the grantee shall sell the lands to The Corporation of the City of Hamilton, free and clear

APPENDIX "L" as referred to in
Section 25 of the 7th Report of
the Planning & Development Comm.

Continued.....1(b)

(For Non-Land Titles, June, 1987)

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of all charges, encumbrances, liens, claims or adverse interests whatsoever - if requested by the City, for the sale price herein, (without any interest) - less (a) the herein deposit; (b) the commission paid (if any) by the City to a real estate agent; (c) arrears of realty taxes (including the local improvement charges), penalty and interest owing on them - and further, without increase or compensation for costs of any improvements, additions, alterations, services or structures on, in or under the said lands.

- 6.4 The Purchaser agrees that the restrictions, covenants and agreements in paragraph 6.3 shall not merge upon the closing of this transaction but shall continue in full force and effect for the benefit of the Vendor, its successors and assigns.
- 6.5 The Purchaser agrees that the deed to him which he shall execute shall be subject to and include said paragraph 6.3 and its restrictions, covenants and agreements.

- 6.1 The Purchaser acknowledges to the Owner that the Purchaser realizes that in addition to the sale price payable in this Offer to Purchase, there may be municipal, regional, governmental or provincial charges, fees, levies and rates to be paid by the Purchaser; in particular, without limiting the generality of the foregoing, the Purchaser realizes that he may also be required after the grant to him:
- (a) to pay municipal, realty and business taxes;
 - (b) to pay City Local Improvement Charges for City services such as streets, sidewalks and curbs;
 - (c) to pay Regional Local Improvement Charges for Regional services such as water supply, storm sewers and sanitary sewers;
 - (d) to pay Regional Special Charge (sewer impost fee), upon application for a building permit;
 - (e) to pay building permit application fee;
 - (f) to pay for storm and sanitary sewers, water lines, their connections and laterals under the street and under the Purchaser's property;
 - (g) to pay for the connection of all utilities to the premises;
 - (h) to prepare and obtain approval of site plans pursuant to The Planning Act prior to the issuance of a building permit and to enter into a site plan agreement, if requested by the municipality;
 - (i) to convey five percent (5%) of the land to the municipality for park purposes as a condition of development or redevelopment of the land for residential purposes;
 - (j) to apply for a re-zoning of the property in the event that the Purchaser's proposed use of the property is not permitted by the zoning by-law. Such application is subject to the approval of the City and the approval of the Ontario Municipal Board.
- 6.2 This Agreement may not be assigned by the Purchaser. In particular and without limiting the generality of the foregoing statement, it is understood and agreed that only the Purchaser named herein shall take title on closing and the Purchaser does not have the right to direct the Owner to convey the land to the Purchaser in trust, to the Purchaser and another or to a new third party.
- 6.3 In consideration for the grant of the hereinbefore described land to the grantee, in addition to payment of the sale price to the grantor, the grantee covenants and agrees to and with the grantor:

1. That the grantee shall commence construction of a building, having a minimum building area of 10,000 square feet, upon the hereinbefore described land by not later than March 10th, 1988 .

Building area is the greatest horizontal area of a building within the outside surface of the exterior walls. Construction is considered commenced when the foundations have been installed as determined by the Office of the Building Commissioner.

2. That the grantee shall complete construction of the said building not later than March 10th, 1989.

The building is considered completed upon the issuance by the Office of the Building Commissioner of a Final Inspection Report.

3. In the event that the grantee does not comply with covenants 1 and 2 or either of them by the date(s) set out therein, the grantee covenants and agrees that the grantee shall sell the lands to The Corporation of the City of Hamilton, free and clear

APPENDIX "M" as referred to in
Section 26 of the 7th Report of
the Planning & Development Comm.

Continued.....1(b)

(For Non-Land Titles, June, 1983)

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of all charges, encumbrances, liens, claims or adverse interests whatsoever - if requested by the City, for the sale price herein, (without any interest) - less (a) the herein deposit; (b) the commission paid (if any) by the City to a real estate agent; (c) arrears of realty taxes (including the local improvement charges), penalty and interest owing on them - and further, without increase or compensation for costs of any improvements, additions, alterations, services or structures on, in or under the said lands.

- 6.4 The Purchaser agrees that the restrictions, covenants and agreements in paragraph 6.3 shall not merge upon the closing of this transaction but shall continue in full force and effect for the benefit of the Vendor, its successors and assigns.
- 6.5 The Purchaser agrees that the deed to him which he shall execute shall be subject to and include said paragraph 6.3 and its restrictions, covenants and agreements.

- 6.1 The Purchaser acknowledges to the Owner that the Purchaser realizes that in addition to the sale price payable in this Offer to Purchase, there may be municipal, regional, governmental or provincial charges, fees, levies and rates to be paid by the Purchaser; in particular, without limiting the generality of the foregoing, the Purchaser realizes that he may also be required after the grant to him:
- (a) to pay municipal, realty and business taxes;
 - (b) to pay City Local Improvement Charges for City services such as streets, sidewalks and curbs;
 - (c) to pay Regional Local Improvement Charges for Regional services such as water supply, storm sewers and sanitary sewers;
 - (d) to pay Regional Special Charge (sewer impost fee), upon application for a building permit;
 - (e) to pay building permit application fee;
 - (f) to pay for storm and sanitary sewers, water lines, their connections and laterals under the street and under the Purchaser's property;
 - (g) to pay for the connection of all utilities to the premises;
 - (h) to prepare and obtain approval of site plans pursuant to The Planning Act prior to the issuance of a building permit and to enter into a site plan agreement, if requested by the municipality;
 - (i) to convey five percent (5%) of the land to the municipality for park purposes as a condition of development or redevelopment of the land for residential purposes;
 - (j) to apply for a re-zoning of the property in the event that the Purchaser's proposed use of the property is not permitted by the zoning by-law. Such application is subject to the approval of the City and the approval of the Ontario Municipal Board.
- 6.2 This Agreement may not be assigned by the Purchaser. In particular and without limiting the generality of the foregoing statement, it is understood and agreed that only the Purchaser named herein shall take title on closing and the Purchaser does not have the right to direct the Owner to convey the land to the Purchaser in trust, to the Purchaser and another or to a new third party.
- 6.3 In consideration for the grant of the hereinbefore described land to the grantee, in addition to payment of the sale price to the grantor, the grantee covenants and agrees to and with the grantor:
1. That the grantee shall commence construction of a building, having a minimum building area of 7,000 square feet, upon the hereinbefore described land by not later than February 19th, 1988
 Building area is the greatest horizontal area of a building within the outside surface of the exterior walls. Construction is considered commenced when the foundations have been installed as determined by the Office of the Building Commissioner.
 2. That the grantee shall complete construction of the said building not later than February 19th, 1989
 The building is considered completed upon the issuance by the Office of the Building Commissioner of a Final Inspection Report.
 3. In the event that the grantee does not comply with covenants 1 and 2 or either of them by the date(s) set out therein, the grantee covenants and agrees that the grantee shall sell the lands to The Corporation of the City of Hamilton, free and clear

APPENDIX "N" as referred to in
 Section 27 of the 7th Report of
 the Planning & Development Comm.

Continued.....1(b)

(For Non-Land Titles, June, 1983)

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of all charges, encumbrances, liens, claims or adverse interests whatsoever - if requested by the City, for the sale price herein, (without any interest) - less (a) the herein deposit; (b) the commission paid (if any) by the City to a real estate agent; (c) arrears of realty taxes (including the local improvement charges), penalty and interest owing on them - and further, without increase or compensation for costs of any improvements, additions, alterations, services or structures on, in or under the said lands.

- 6.4 The Purchaser agrees that the restrictions, covenants and agreements in paragraph 6.3 shall not merge upon the closing of this transaction but shall continue in full force and effect for the benefit of the Vendor, its successors and assigns.
- 6.5 The Purchaser agrees that the deed to him which he shall execute shall be subject to and include said paragraph 6.3 and its restrictions, covenants and agreements.

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6.6. The purchaser agrees:

- (a) that he shall enter into a site plan agreement with the City in a form satisfactory to the City under section 40 of The Planning Act (R.S.O. 1980 c. 379 as amended).
- (b) The agreement shall include:
 - (i) The Purchaser's acknowledgement that the City has installed a berm approximately 4 feet high and approximately 20 feet wide along the rear of the property, which berm is shown as Part 4 on Reference Plan 62R-6932.
 - (ii) The Purchaser's acknowledgement that the City has landscaped the berm with grass, shrubs and trees to establish a visual barrier along the Queen Elizabeth Way frontage of the Purchaser's property, as illustrated on a landscape plan dated August 15, 1983 designed by F. Berndt of the Dept. of Public Works of the City of Hamilton.
 - (iii) The obligation of the Purchaser for himself, his heirs, successors and assigns, as the case may be, to:
 - (a) maintain and keep good care of the said landscaping including the replacement of same when necessary;
 - (b) not to remove the landscaping or the berm, and;
 - (c) not to alter the berm or the landscaping except to improve the landscaping.
- (c) The Purchaser agrees to register the said agreement on title to the said land free and clear of all encumbrances at the time of the delivery of the City's deed of the said land to the Purchaser.

6.7. The Purchaser acknowledges that he is obliged in respect of the balance of the whole property (the bulk of his site) and the purchaser agrees he shall in respect of his development of the said balance of the whole property, apply for approval of the City under Section 40 of The Planning Act, R.S.O. 1980 c. 379 as amended, and receive the approval of the City, prior to obtaining his Building Permit.

6.8. The Purchaser also agrees that paragraphs 6.6 and 6.7 shall not merge upon the delivery of the City's deed herein, but shall remain in full force and effect.

6.9. The Purchaser acknowledges to the City that the Purchaser realizes he is obliged to apply for building and land use permit to the Ministry of Transportation and Communications because the whole property is adjacent to the Provincial Queen Elizabeth Way Highway.

REPORT OF THE LEGISLATION COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Legislation Committee presents its Eighth Report for 1987 and respectfully recommends:

1. That Alderman R. Wheeler be authorized to attend the 1987 Great Lakes United Annual General Meeting to be held in Niagara Falls, Ontario on 1987 May 1 to 3.

- * 2. That the following not be adopted:

- (a) That a policy be established, effective for the 1987 budget, whereby, five (5) percent of the previous years' gross revenues of the Hamilton Farmers' Market, be committed for promotional purposes.
- (b) That the Finance Committee be requested to determine the method of financing the additional \$8 850 required for 1987 to comply with the policy.

Note: FOR THE INFORMATION OF THE MEMBERS OF CITY COUNCIL, THE ABOVE RECOMMENDATION RESULTED IN A TIE VOTE AT THE LEGISLATION COMMITTEE AND IN ACCORDANCE WITH CITY POLICY IS BEING PRESENTED TO CITY COUNCIL FOR DELIBERATION.

For the additional information of the members of City Council, a budget amount of \$8 320 has been allocated for 1987 market advertising. Five (5) percent of the previous years' gross revenues would amount to \$17 170. Therefore an additional amount of \$8 850 would be required to comply with the above-noted policy.

3. (a) That Section 7 of the Sixth Report of the Legislation Committee, adopted by City Council at its meeting held Tuesday, 1987 March 10, respecting a resolution on loss of publicly-owned park land be revoked.
- (b) That the Federation of Canadian Municipalities be advised that the City of Hamilton wishes to remove the above resolution from their submissions being placed before the FCM Annual Conference to take place in Ottawa, 1987 May 31 to June 3.

Note: For the information of the members of City Council, the FCM has advised the City that this resolution does not meet the Federation's mandate, as it applies to a matter of a Provincial nature.

*PROPOSED AMENDMENT LOST

SECTION 2 AMENDED, SEE PAGE 778
RECORDED VOTES, SEE PAGE 691 and 692

4. As provided for in Section 123(1) of the Education Act, dealing with the correction of a clerical error in respect of school support, that the taxes for municipal property known as 1200 Upper James Street in the City of Hamilton, be directed to the Separate School Board.
- *5. (a) That the City of Hamilton be divided into 12 Wards as outlined on the attached map, marked as APPENDIX "A".
(b) That the City Solicitor be authorized and directed to prepare the appropriate By-Law.

THE EXECUTIVE COMMITTEE RESPECTFULLY RECOMMENDS THAT THE LEGISLATION COMMITTEE INCLUDE IN ITS REVIEW OF THE WARD BOUNDARIES, REALIGNMENT ON THE BASIS OF 16 WARDS AS WELL AS 12 WARDS. IN ADDITION, THE COMMITTEE RECOMMENDS THAT THE COMMENTS AND CONCERNS OF THE BOARDS OF EDUCATION BE TAKEN INTO CONSIDERATION WITH RESPECT TO THE REALIGNMENT OF THE WARD BOUNDARIES.

6. That permission be granted to the Canadian Tinplate Recycling Council to put up a display on the second floor foyer area of City Hall during the month of May.

Note: For the information of the members of Council, this display will feature posters done by elementary school children in Hamilton regarding recycling and the environmental theme.

7. That the Hamilton Baseball/Softball Council in conjunction with the Culture and Recreation Department be authorized to utilize the second floor City Hall - including all meeting rooms, foyer and Council Chambers on Sunday, 1987 April 26, 10:00 a.m. to 1:00 p.m. for the purpose of hosting their second annual baseball/softball meeting.
8. That up to four (4) members of the Hamilton Status of Women Sub-Committee be authorized to attend the National Action Committee Annual General Meeting to be held 1987 May 8 to 11 in Ottawa, Ontario.
9. That Miss Donna Salem be awarded a civic gold ring for achieving the title of Miss Junior Canada at the Canadian Bodybuilding Championships held recently in Ottawa, Canada.
10. That a diamond chip be awarded for insertion into a previously won civic gold ring for Mr. Eugen A Kasaic, who won the Canadian Black Powder Shooting Championship on 1986 June 1.

*SECTION 5 REFERRED BACK

11. That the City Solicitor be directed and authorized to further amend Sub-Section 5 a (2), of Market By-law 81-180 to provide for the opening of the Market at 12:00 midnight on Market days immediately prior to statutory holidays and any other time at the discretion of the Market Manager during peak season.

12. That Mr. Ted Lafreniere be appointed to the French Sub-Committee.

Note: For the information of the members of Council, on 1987 January 5, the Legislation Committee approved increasing the citizen membership of the French Sub-Committee by one. Subsequently, at its meeting of 1987 January 19, the Legislation Committee approved the involvement of the French Sub-Committee in the Selection process.

At its meeting on 1987 March 13, the French Sub-Committee recommended that Mr. Ted Lafreniere be appointed to the French Sub-Committee.

13. (a) That permission be granted, in principle, to the Ecumenical Task Force opposed to the Restoration of Capital Punishment to use the City Hall forecourt for a rally.

(b) That a P.A. System be provided.

(c) That staff overtime for a Property Maintenance Worker to set up and put away the P.A. System be provided.

Note: For the information of the members of Council, funding for this staff time to be charged to Account Number 0321-0760, Use of City Hall Facilities and Equipment by Outside Groups.

14. That leave be granted to introduce the following bill:

Bill E-8 Amendment to Market Hours.

- *15. That Mayor R. M. Morrow or his designate be authorized to attend the International Year of Shelter for the Homeless Conference to be held in Ottawa, Ontario, September 13 - 16, 1987.

Respectfully Submitted,

S. K. Reeder, Secretary
1987 April 6

ALDERMAN V. J. AGRO, CHAIRMAN
LEGISLATION COMMITTEE

*SECTION 15 ADDED DURING COUNCIL

04/14/87

*SECTION 2 AMENDED TO READ:

2. That the following be adopted:

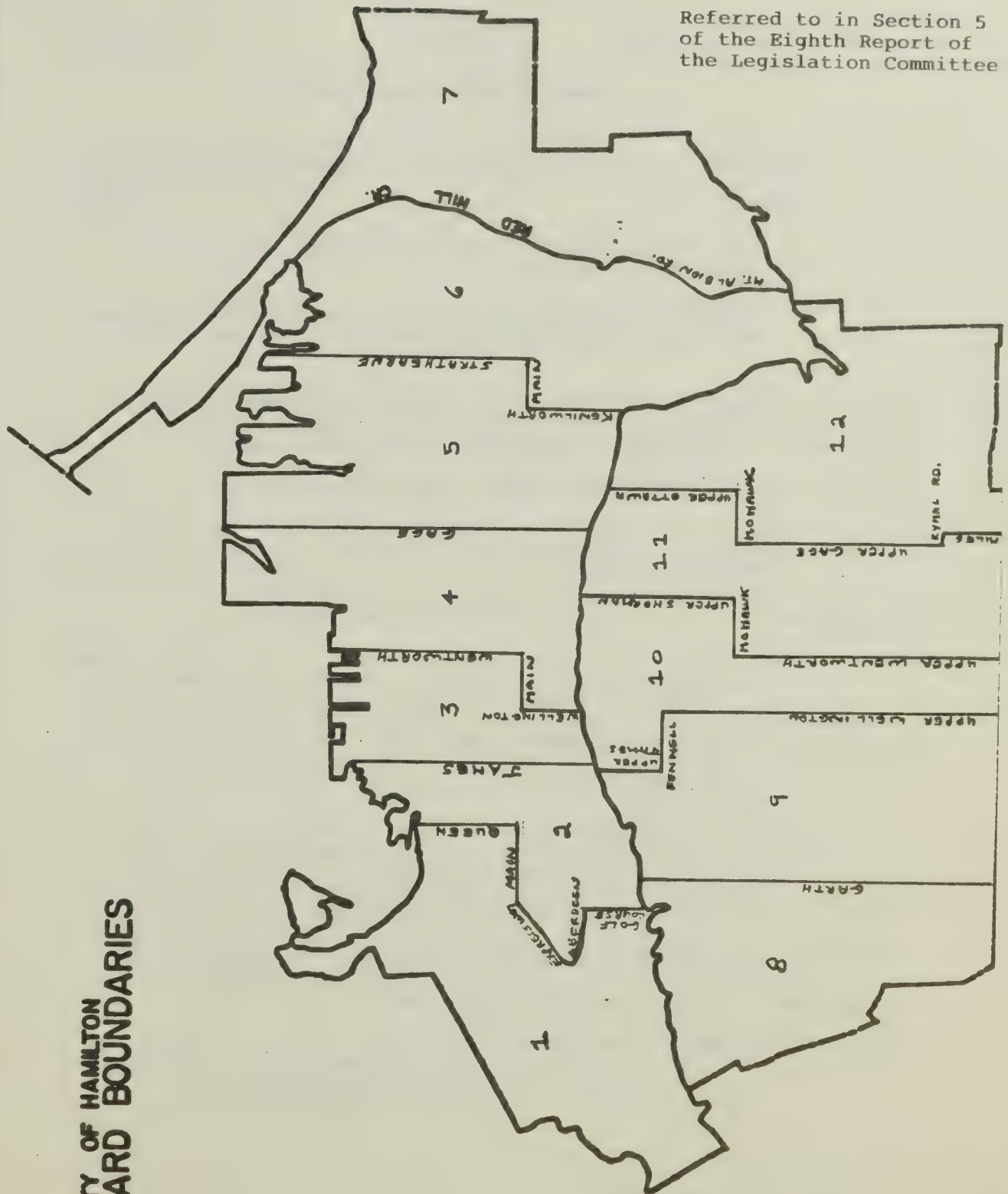
- (a) That a policy be established, effective for the 1987 budget, whereby five (5) percent of the previous years' gross revenues of the Hamilton Farmers' Market, be committed for promotional purposes.
- (b) That the Finance Committee be requested to determine the method of financing the additional \$8 850 required for 1987 to comply with the policy.

NOTE: FOR THE INFORMATION OF THE MEMBERS OF CITY COUNCIL, THE ABOVE RECOMMENDATION RESULTED IN A TIE VOTE AT THE LEGISLATION COMMITTEE AND IN ACCORDANCE WITH CITY POLICY IS BEING PRESENTED TO CITY COUNCIL FOR DELIBERATION.

For the additional information of the members of City Council, a budget amount of \$8 320 has been allocated for 1987 market advertising. Five (5) percent of the previous years' gross revenues would amount to \$17 170. Therefore an additional amount of \$8 850 would be required to comply with the above-noted policy.

APPENDIX "A"

Referred to in Section 5
of the Eighth Report of
the Legislation Committee



REPORT OF THE PERSONNEL COMMITTEE

To the Council of The Corporation of the City of Hamilton.

Members of Council:

The Personnel Committee presents its SEVENTH Report for 1987 and respectfully recommends:

- *1. That the Non-Union Salary Evaluation Plan, as amended, attached hereto as Schedule "A", be implemented as of January 1, 1987.
2. (a) Approval of the establishing of the position of Manager, Architectural Division, Property Department, Salary Schedule "H", \$43,100.00 to \$50,800.00 per annum.
(b) This position be posted, advertised and filled.
3. Approval of Appointments and Terminations in permanent and temporary service with The Corporation of the City of Hamilton to 1987 April 13, as set out on the list attached hereto as Schedule "B".
4. (a) Approval of the awarding of a contract to G. S. Wark Ltd., Hamilton, Ontario, in the amount of \$785,100.00 for the construction of Fire Station No. 5 at Limeridge Road and Upper Ottawa Street, Hamilton, in accordance with specifications issued by the Director of Purchasing and Vendor's Tender.
(b) That an agreement satisfactory to the City Solicitor be entered into between the City and the successful bidder.

Note: Lowest of six (6) tenders received. Funds provided in Construction of Fire Station Account Number 0408 H12559.

Respectfully submitted,

ALDERMAN M. KISS, CHAIRPERSON,
PERSONNEL COMMITTEE.

E. A. Simpson, Secretary,
1987 April 14.

04/14/87

SCHEDULE "A"

Referred to in Section 1 of the
SEVENTH Report of the Personnel
Committee.

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Personnel Committee Agenda
Wednesday March 25, 1987
9:00 a.m.

RE: Non Union Salary Evaluation Plan

At its meeting of September 30, 1986, Council adopted Section 1 of the Twelfth Report of the Personnel Committee, as amended, which provided for a procedure for the evaluation of all Non Union positions in the Corporation of the City of Hamilton. The full terms of this resolution are set out as Appendix 1.

For reference, the following items referred to in the resolution are appended hereto as:

Appendix 2 - The 10 factor Currie, Coopers & Lybrand Universal
Job Evaluation Plan

Appendix 3 - The Salary Schedule referred to in item (b)

Appendix 4 - The 16-point appeal procedure as approved by the
Personnel Committee at its meeting of
September 17, 1986 and as adopted by City Council
at its meeting of September 30, 1986.

Subsequent to the approval of the resolution approving the plan by City Council, the Personnel Committee at its meeting of October 8, 1986 approved the appointment of the following evaluation committee:

Mr. L. Sage, Chief Administrative Officer

Mr. L. Flemming, Director of the Human Resources Centre

Miss A. Schimmel, Director of Culture and Recreation

Mr. J. Pavelka, Director of Public Works

Mr. E. Matthews, City Treasurer

Mr. K. Avery, Deputy City Clerk

Mrs. D. Jones, Manager of Personnel Services

- (Staff Person and Secretary)

Two alternates were also appointed:

Mr. D. Vyce, Director of Real Estate

Mr. L. Saltmarsh, Fire Chief

PAY EQUITY

It should also be noted that any reference to gender was studiously avoided in all discussions, thereby, rendering the results free from any gender bias. The study will then, as assured by the Consultants in the first instance, satisfy the requirements of the Pay Equity Legislation.

It is also noted that a significant portion of the costs of implementing this recommended plan would be costs which would eventually have to be absorbed by the Corporation in resolving Pay Equity issues as would arise out of Pay Equity Legislation.

IMPLEMENTATION

In order to implement the evaluation procedure, all employees were asked to provide the committee with a Position Questionnaire, whether this be a copy of the one prepared previously or one re-written to more effectively reflect the duties and responsibilities of their position. In many instances, duties and responsibilities had changed significantly from the Questionnaire prepared previously. This will account for some variations from the previous evaluation. A total of 34 full day meetings were held on Mondays and Fridays, commencing with an organization meeting on October 20, 1986, and a total of 192 positions were evaluated covering 220 employees in the City, based on the organization in effect in 1986.

METHOD

1. Basic Evaluation of each position by the 10 factor plan

The committee followed the basic procedure set out in the 10 factor universal evaluation plan and reviewed each questionnaire in detail with the assistance of each Department Head. As a result of this factor by factor evaluation a numerical value was established for each of the 10 factors.

2. Factor Review within Departments

Following the initial evaluation of each factor, these were grouped and sorted by computer for each factor within each department. A review of these factors in this sequence enabled the committee to further assess the validity of the evaluation by imposing a ranking process -that is, relating each position to others within the scope of a single factor, and, secondly, on a departmental composite without any indication of salary level. Each Department Head, had an opportunity to review this study to this point and his input was incorporated as appropriate.

3. Factor Review within the Corporation

Continuing the same process of sorting positions factor by factor, all positions within the Corporation were again sorted sequentially. This provided an opportunity for the committee to further review each position within the defined limits of that specific factor and to ensure that the evaluations had been consistent throughout.

If, at any time during the process, the committee felt uncomfortable with their understanding and consequently their evaluation of a position, the Department Head was invited back to provide any further clarification required.

4. Preparation of Composite Factor Comparison

Having finally reviewed all factors individually, again the values assigned to each position were added and sorted both sequentially, firstly, by departments and secondly, by the full Corporation. It is noted that at this point, positions had not been sorted by salary bands nor had any dollar value been added to the chart. Following a review of the resulting sort, the positions were finally separated into the salary bands as provided for in the grid set out as Appendix No. 3.

Department Heads were again invited back to review first, the full evaluation (including dollars) of his/her Department and secondly, a full evaluation of all positions in the Corporation. This final presentation contained not only the total point count and the dollar range, but also the evaluated points for each position for each of the 10 factors.

The Terms of Reference (item f) provide for the salary levels for Department Heads and Deputies to be determined by the Personnel Committee from recommendations made by the Chief Administrative Officer and the Director of the Human Resources Centre. Accordingly, these positions were evaluated by Messrs. Sage and Flemming with Mrs. Jones acting as secretary.

These positions were reviewed with due consideration for the evaluated position(s) immediately subordinate to the Department Head.

5. Reporting relationship

In order to further ensure equity in the total evaluation, positions were reviewed relative to those positions which reported to them. Where there was less than a 5% differential, factors were reviewed again to ensure validity.

6. Comparison with Region

During the review of both single factors and the composite, several positions of the Region where significant similarity existed, the assigned factors and total were compared. This step was taken to avoid any imbalance or "leap-frogging" which the study might have at a later date on either municipality.

7. Positions having Common Duties & Position Titles Across the Organization

Special attention was given to the following three classifications:

1. Office Managers
2. Secretarial staff
3. Stenographers

These were reviewed to ensure that despite a similarity of titles, if there were distinctly differing responsibilities, these were recognized and valued accordingly.

During the same considerations, the necessity for a review of position titles was indicated and in order to establish a consistency the following titles are recommended:

PRESENTPROPOSED

Department Head

Director

Division Head

Manager

Section Head

Supervisor or

Superintendent

Secretary and Stenographer

Administrative Assistant I

Administrative Assistant II

Administrative Assistant III

Administrative Assistant IV

Office Manager

Office Manager I

Office Manager II

Office Manager III

Other minor title changes were made which now accurately reflect the particular aspects of the position.

The procedure followed has resulted from a totally objective process and every effort has been maintained to avoid any biases with respect to any of the departments, and, in particular, those departments not represented on the evaluation committee. The entire study has built into it an appeal process previously approved by the Personnel Committee, which provides an extensive process by which a complaint can be heard.

ADMINISTRATION

It is recommended that, in order that the salary structure established by the study remain current, all new positions, or positions which are subject to significant change, be rated for recommendation prior to presentation to the Personnel Committee. It would also appear appropriate that the committee remain intact for the purpose of reviewing requests for reclassification and consideration of new positions and that, in the future, a gradual turnover of members on the committee be arranged in order that the results of the study and continuing future evaluations will be more broadly understood and accepted.

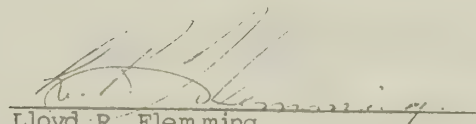
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RECOMMENDATIONS:

1. That the ladder chart, as prepared following the evaluation process, be adopted.
2. That the position titles recommended herein be approved.
3. That the evaluation committee be retained for the purposes set out herein.

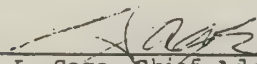
All of which is respectfully submitted on behalf of the Salary Review Committee:

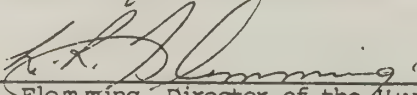


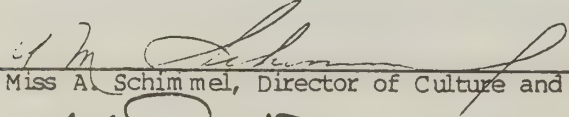
Lloyd R. Flemming
Director of the Human Resources Centre

04/14/87

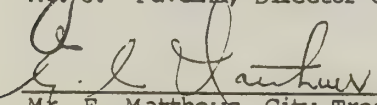
Committee Members:


Mr. L. Sage, Chief Administrative Officer

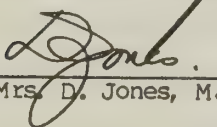

Mr. L. Fleming, Director of the Human Resources Centre


Miss A. Schimmel, Director of Culture and Recreation


Mr. J. Pavelka, Director of Public Works


Mr. E. Matthews, City Treasurer


Mr. K. Avery, Deputy City Clerk


Mrs. D. Jones, Manager of Personnel Services

APPENDIX 1

Section 1 of the Twelfth Report of the Personnel Committee for 1986: (as amended)

1. That the following resolution pertaining to evaluating of Non-Union positions with The Corporation of the City of Hamilton be adopted:
 - (a) The 10-point Currie, Coopers & Lybrand Universal Job Evaluation Plan be adopted for use in conducting all position evaluations.
 - (b) The Salary Schedule, appended hereto as Schedule "A", be used for purposes of placement of evaluated positions.
 - (c) An evaluation committee of not more than six (6) persons be established which shall include the Chief Administrative Officer, the Director of the Human Resources Centre and others, as may be approved by the Personnel Committee.
 - (d) The appeal procedure, as set out in the report on pages 15 and 16 be extended to include representation to the Chief Administrative Officer and Personnel Committee. (amended by changing (d) to 16-point appeal procedure — Appendix 4)
 - (e) The salaries as so determined by the foregoing procedure be implemented effective from January 1, 1987.
 - (f) The salary levels for Department Heads and Deputies be determined by the Personnel Committee from recommendation made to it by the Chief Administrative Officer and the Director of the Human Resources Centre.

NOTE: This resolution is being forwarded to Council in accordance with Council's policy, as it was defeated on a tie vote.

APPENDIX 2

10 FACTOR UNIVERSAL JOB EVALUATION PLAN

1. Knowledge gained by formal education and previous training.
2. Knowledge gained by experience.
3. Complexity of decisions and ingenuity required.
4. Supervisory, training management and advisory responsibilities.
5. Type of supervision received and limiting factors.
6. Consequence of error and budget responsibilities.
7. Confidentiality.
8. Contacts.
9. Physical skills and efforts.
10. Working conditions.

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APPENDIX 3

SCHEDULE "A"

CITY OF HAMILTONREGION OF HAMILTON-WENTWORTHRecommended 1986 Salary Ranges Based on 1984 Comparative Data

<u>SALARY GRADE</u>	<u>STEP 1</u>	<u>STEP 2</u>	<u>STEP 3</u>	<u>STEP 4</u>	<u>STEP 5</u>
A	73,700	76,800	80,000	83,300	86,800
B	70,400	73,300	76,400	79,600	82,900
C	62,700	65,300	68,000	70,800	73,800
D	58,600	61,000	63,600	66,200	69,000
E	53,500	55,700	58,100	60,500	63,000
F	49,800	51,800	54,000	56,300	58,600
G	45,900	47,900	49,900	51,900	54,100
H	43,100	44,900	46,800	48,800	50,800
I	41,500	43,300	45,100	46,900	48,900
J	39,700	41,400	43,100	44,900	46,800
K	35,000	36,400	38,000	39,600	41,200
L	32,100	33,400	34,800	36,300	37,800
M	30,000	31,200	32,500	33,900	35,300
N	27,900	29,100	30,300	31,600	32,900
O	25,100	26,100	27,200	28,300	29,500
P	23,300	24,200	25,300	26,300	27,400
Q	20,700	21,600	22,500	23,400	24,400

APPENDIX 4

SIXTEEN POINT APPEAL PROCEDURE REFERRED TO IN SUB-SECTION (D)
OF SECTION 1 OF THE TWELFTH REPORT OF THE PERSONNEL COMMITTEE

1. An employee seeking a reclassification makes his/her approach to the Department Head.
2. Copies of requests for reclassification from employees to their respective Department Heads are sent to the Human Resources Centre.
3. Copies of letters of reply from Department Heads to their employees regarding their request for reclassification are sent to the Human Resources Centre.
4. The Human Resources Centre, on reviewing the request, submits its report to the Personnel Committee, whether this report be positive or negative, together with the recommendations and/or comments of the Department Head on each reclassification.
5. The Committee, while meeting in camera, considers the report and reaches a consensus.
6. At a meeting in open session the Committee makes its decision.
7. The employee is then notified of the Committee's decision.
8. The employee is asked if he/she is satisfied. If satisfied, it goes on to Council.
9. If the employee is not satisfied with the Committee's decision, he/she then submits an appeal to his/her Department Head (and it does not go to Council).
10. If the Department Head agrees with the employee appealing, he/she forwards the appeal to the Human Resources Centre.
11. The Human Resources Centre, after reviewing the appeal, submits its report to the Personnel Committee.
12. At the meeting of the Personnel Committee at which the report of the Human Resources Centre is to be considered, the employee is to be given an opportunity of speaking to the Committee. The employee's comments to be restricted to five minutes. The employee's presentation to be made in camera. (They may have their Department Head with them.)
13. The committee, still sitting in camera, reaches its decision.
14. The employee to be notified by letter of the Committee's decision.
15. Recommendation goes to Council.
16. The Director of the Human Resources Centre to submit a monthly status report to the Personnel Committee, setting out the number of requests for reclassification including position titles.

CORPORATION LADDER CHART

TITLE	D	E	NEW	NEW RANGE	1986 RATES
	P	SAL	STEP	MAXIMUM	
	T	SCH	1	STEP	
CHIEF ADMINISTRATIVE OFFICER	24	A	\$73,700	\$86,800	
CITY SOLICITOR	25	B	\$70,400	\$82,900	
CITY TREASURER	23	B	\$70,400	\$82,900	
DIRECTOR OF PUBLIC WORKS	52	C	\$62,700	\$73,800	
FIRE CHIEF	41	C	\$62,700	\$73,800	
DIRECTOR OF CULTURE&RECREATION	67	C	\$62,700	\$73,800	
DIRECTOR OF TRAFFIC SERVICES	45	D	\$58,600	\$69,000	
SENIOR LEGAL ADVISOR	25	D	\$58,600	\$69,000	
CITY CLERK	22	D	\$58,600	\$69,000	
DIRECTOR OF REAL ESTATE	35	D	\$58,600	\$69,000	
BUILDING COMMISSIONER	44	E	\$53,500	\$63,000	
MANAGER OF BUDGETS	23	E	\$53,500	\$63,000	
CITY ARCHITECT	30	E	\$53,500	\$63,000	
MANAGER OF SYSTEMS	23	E	\$53,500	\$63,000	
DEPUTY FIRE CHIEF	41	F	\$49,800	\$58,600	
MANAGER STREETS & SANITATION	52	F	\$49,800	\$58,600	
MANAGER OF REVENUES	23	F	\$49,800	\$58,600	
LEGISLATION COUNSEL	25	F	\$49,800	\$58,600	
MANAGER OF PERSONNEL SERVICES	27	F	\$49,800	\$58,600	
MANAGER OF PURCHASING	23	F	\$49,800	\$58,600	
MGR. ADMIN & DEPUTY CITY CLERK	22	F	\$49,800	\$58,600	
MANAGER TRAFFIC OPERATIONS	45	F	\$49,800	\$58,600	
MANAGER OF ACCOUNTING	23	F	\$49,800	\$58,600	
DEPUTY BUILDING COMMISSIONER	44	G	\$45,900	\$54,100	
MANAGER PARKS DIVISION	52	G	\$45,900	\$54,100	
PROPERTY SUPERINTENDENT	35	G	\$45,900	\$54,100	
MANAGER CEMETERIES DIVISION	52	G	\$45,900	\$54,100	
MGR. ADMINISTRATIVE SERVICES	67	G	\$45,900	\$54,100	
DIRECTOR COMMUNITY DEVELOPMENT	34	G	\$45,900	\$54,100	
GENERAL MGR., PARKING AUTH.	90	G	\$45,900	\$54,100	
SOLICITOR I	25	G	\$45,900	\$54,100	
ASST. DIRECTOR OF REAL ESTATE	35	G	\$45,900	\$54,100	
SOLICITOR I	25	G	\$45,900	\$54,100	
ASST. TO DIRECTOR PUBLIC WORKS	52	G	\$45,900	\$54,100	
MGR. COMMUNITY SPECIAL SERVICES	67	H	\$43,100	\$50,800	
MGR. PLAN EXAMINATION	44	H	\$43,100	\$50,800	
MANAGER LEGISLATIVE DIVISION	22	H	\$43,100	\$50,800	
MGR. MUNICIPAL SERVICES	67	H	\$43,100	\$50,800	
SUPERVISOR OF SYSTEMS	23	H	\$43,100	\$50,800	
FLEET SUPERINTENDENT	52	H	\$43,100	\$50,800	

CORPORATION LADDER CHART

!!	D !!	NEW RANGE 1986 RATES !!	!!
!!TITLE	E !! NEW	NEW	!!
!!	P !! SAL	STEP	MAXIMUM !!
!!	T !! SCH	1	STEP !!
!!	!!	!!	!!
!!MGR. HERITAGE SERVICES	67 !! H	\$43,100	\$50,800 !!
!!ARBORIST & HORTICULTURIST	52 !! H	\$43,100	\$50,800 !!
!!SOLICITOR II	25 !! H	\$43,100	\$50,800 !!
!!SUPT. STREETS & SANITATION	52 !! I	\$41,500	\$48,900 !!
!!MGR. OF INSPECTIONS	44 !! I	\$41,500	\$48,900 !!
!!TRAFFIC OPERATIONS ENGINEER	45 !! I	\$41,500	\$48,900 !!
!!ASST. PROPERTY SUPERINTENDENT	35 !! I	\$41,500	\$48,900 !!
!!SUPERVISOR DATA CENTRE	23 !! I	\$41,500	\$48,900 !!
!!COORDINATOR HOUSING LOANS	34 !! I	\$41,500	\$48,900 !!
!!TRAFFIC PLANNING ENGINEER	45 !! I	\$39,700 41,500	\$46,800 48,900 !!
!!SAFETY OFFICER	27 !! J	\$39,700	\$46,800 !!
!!CHIEF APPRAISER	35 !! J	\$39,700	\$46,800 !!
!!SUPERVISOR OF ACCOUNTING	23 !! J	\$39,700	\$46,800 !!
!!LABOUR RELATIONS OFFICER	27 !! J	\$39,700	\$46,800 !!
!!SOLICITOR III	25 !! J	\$39,700	\$46,800 !!
!!OCCUPATIONAL THERAPIST	27 !! J	\$39,700	\$46,800 !!
!!MAINTENANCE CO-ORDINATOR	52 !! J	\$39,700	\$46,800 !!
!!SUPERVISOR OF SUBSIDIES	23 !! J	\$39,700	\$46,800 !!
!!MGR. LICENCE DIVISION	22 !! J	\$39,700	\$46,800 !!
!!MGR. RECORDS DIVISION	22 !! J	\$39,700	\$46,800 !!
!!MGR. SUPPORT SERVICES	23 !! J	\$39,700	\$46,800 !!
!!EMPLOYMENT EQUITY SUPERVISOR	27 !! J	\$39,700	\$46,800 !!
!!TREASURY OFFICER IV-REVENUES	23 !! J	\$39,700	\$46,800 !!
!!BUILDINGS ENGINEER	44 !! J	\$39,700	\$46,800 !!
!!BUILDINGS ENGINEER	44 !! J	\$39,700	\$46,800 !!
!!BUILDINGS ENGINEER	44 !! J	\$39,700	\$46,800 !!
!!BUILDINGS ENGINEER	44 !! J	\$39,700	\$46,800 !!
!!BUILDINGS ENGINEER	44 !! J	\$39,700	\$46,800 !!
!!HUMAN RESOURCES SUPERVISOR	27 !! K	\$35,000	\$41,200 !!
!!SUPERVISOR OF TAXATION	23 !! K	\$35,000	\$41,200 !!
!!BUDGET ANALYST	23 !! K	\$35,000	\$41,200 !!
!!ASST. MGR. OF INSPECTIONS	44 !! K	\$35,000	\$41,200 !!
!!COMMUNITY CENTRE SUPERVISOR	67 !! K	\$35,000	\$41,200 !!
!!COMMUNITY CENTRE SUPERVISOR	67 !! K	\$35,000	\$41,200 !!
!!COMMUNITY CENTRE SUPERVISOR	67 !! K	\$35,000	\$41,200 !!
!!COMMUNITY CENTRE SUPERVISOR	67 !! K	\$35,000	\$41,200 !!
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!!COMMUNITY CENTRE SUPERVISOR	67 !! K	\$35,000	\$41,200 !!
!!COMMUNITY CENTRE SUPERVISOR	67 !! K	\$35,000	\$41,200 !!
!!COMMUNITY CENTRE SUPERVISOR	67 !! K	\$35,000	\$41,200 !!
!!COMMUNITY CENTRE SUPERVISOR	67 !! K	\$35,000	\$41,200 !!
!!SUPERVISOR PENSIONS & GROUP INS.	23 !! K	\$35,000	\$41,200 !!

14-Apr-87 3

CORPORATION LADDER CHART

TITLE	D	E	NEW	NEW RANGE	1986 RATES
	P	SAL	STEP	MAXIMUM	
	T	SCH	1	STEP	
COMMUNITY CENTRE SUPERVISOR	67	K	\$35,000	\$41,200	
CHIEF PROPERTY OFFICER	35	K	\$35,000	\$41,200	
PROJECT MANAGER	30	K	\$35,000	\$41,200	
PROJECT MANAGER	30	K	\$35,000	\$41,200	
SHOP SUPT. (TRAFFIC OPERATIONS)	45	K	\$35,000	\$41,200	
ASST. SUPT. STREETS & SANITATION	52	K	\$35,000	\$41,200	
DEVELOPMENT SUPERINTENDENT	52	K	\$35,000	\$41,200	
GENERAL FOREMAN	52	L	\$32,100	\$37,800	
GENERAL FOREMAN (SANITATION)	52	L	\$32,100	\$37,800	
CURATOR (DUNDURN)	67	L	\$32,100	\$37,800	
ASST. SUPV. DATA CENTRE	23	L	\$32,100	\$37,800	
SUPERVISOR CAPITAL BUDGET	23	L	\$32,100	\$37,800	
LEGISLATIVE ASSISTANT I	22	L	\$32,100	\$37,800	
LEGISLATIVE ASSISTANT I	22	L	\$32,100	\$37,800	
LEGISLATIVE ASSISTANT I	22	L	\$32,100	\$37,800	
MARKET MANAGER	22	L	\$32,100	\$37,800	
ASST. TRAFFIC OPER. ENGINEER	45	L	\$32,100	\$37,800	
ASST. MGR. & SECRETARY	90	L	\$32,100	\$37,800	
GENERAL FOREMAN (CEMETERIES)	52	L	\$32,100	\$37,800	
GENERAL FOREMAN (PARKS)	52	L	\$32,100	\$37,800	
SOLICITOR IV	25	L	\$32,100	\$37,800	
SOLICITOR IV	25	L	\$32,100	\$37,800	
OFFICE MANAGER I	52	L	\$32,100	\$37,800	
MGR. TECHNICAL SERVICES	67	L	\$32,100	\$37,800	
COORDINATOR COMMUNITY RENEWAL	34	L	\$32,100	\$37,800	
ASST. TO MANAGER OF PURCHASING	23	L	\$32,100	\$37,800	
GENERAL FOREMAN (TREES)	52	L	\$32,100	\$37,800	
SUPERVISOR OF CASHIERS	23	M	\$30,000	\$35,300	
WATERFRONT PROJECT CO-ORD.	30	M	\$30,000	\$35,300	
SUPERVISOR OF PAYROLL	23	M	\$30,000	\$35,300	
SR. CITIZENS' CENTRE SUPERVISOR	67	M	\$30,000	\$35,300	
SUPERVISOR CITY GARAGE	23	M	\$30,000	\$35,300	
OFFICE MANAGER II	45	M	\$30,000	\$35,300	
BY-LAW ENFORCEMENT MANAGER	45	M	\$30,000	\$35,300	
COORDINATOR, COMM OF ADJUSTMENT	44	M	\$30,000	\$35,300	
ASST. SUPV. TAXATION-BUSINESS	23	M	\$30,000	\$35,300	
ASST. SUPV. TAXATION-REALTY	23	M	\$30,000	\$35,300	
GENERAL FOREMAN	52	M	\$30,000	\$35,300	
OFFICE MANAGER II	44	M	\$30,000	\$35,300	
PROJECT MAINTENANCE ENGINEER	52	M	\$30,000	\$35,300	
CURATOR (CHILDREN'S MUSEUM)	67	M	\$30,000	\$35,300	
GENERAL FOREMAN (LANDSCAPING)	52	M	\$30,000	\$35,300	
SUPV. PRINTING & MAILING	22	M	\$30,000	\$35,300	
OFFICE MANAGER II	67	M	\$30,000	\$35,300	
CURATOR (MILITARY MUSEUM)	67	M	\$30,000	\$35,300	

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CORPORATION LADDER CHART

TITLE	D	E	NEW	NEW RANGE 1986 RATES	NEW
	P	SAL	STEP	MAXIMUM	
	T	SCH	1	STEP	
CURATOR (WHITEHERN)	67	M	\$30,000	\$35,300	
SUPV. MAINTENANCE MGMT	52	M	\$30,000	\$35,300	
SUPERVISOR ACCOUNTS PAYABLE	23	M	\$30,000	\$35,300	
LEGISLATIVE ADMINISTRATOR	45	M	\$30,000	\$35,300	
CHIEF LICENCE INSPECTOR	22	N	\$27,900	\$32,900	
POOL SUPERVISOR	67	N	\$27,900	\$32,900	
POOL SUPERVISOR	67	N	\$27,900	\$32,900	
POOL SUPERVISOR	67	N	\$27,900	\$32,900	
POOL SUPERVISOR	67	N	\$27,900	\$32,900	
POOL SUPERVISOR	67	N	\$27,900	\$32,900	
POOL SUPERVISOR	67	N	\$27,900	\$32,900	
POOL SUPERVISOR	67	N	\$27,900	\$32,900	
POOL SUPERVISOR	67	N	\$27,900	\$32,900	
POOL SUPERVISOR	67	N	\$27,900	\$32,900	
POOL SUPERVISOR	67	N	\$27,900	\$32,900	
POOL SUPERVISOR	67	N	\$27,900	\$32,900	
SPORTS COORDINATOR	67	N	\$27,900	\$32,900	
SUPERVISOR OF MAINTENANCE	90	N	\$27,900	\$32,900	
SUPERVISOR STORES	23	N	\$27,900	\$32,900	
ARCHITECT (NON REGISTERED)	30	N	\$27,900	\$32,900	
CHIEF DRAFTSMAN	45	N	\$27,900	\$32,900	
ADMINISTRATIVE ASSISTANT I	22	N	\$27,900	\$32,900	
SUPERVISOR OF CLEANERS I	35	N	\$27,900	\$32,900	
LEGISLATIVE ASSISTANT II	22	N	\$27,900	\$32,900	
ADMINISTRATIVE ASSISTANT I	24	N	\$27,900	\$32,900	
ADMINISTRATIVE ASSISTANT I	25	N	\$27,900	\$32,900	
PREV. MTCE. CO-ORDINATOR	30	N	\$27,900	\$32,900	
BYLAW ENFORCEMENT SUPERVISOR	45	N	\$27,900	\$32,900	
BYLAW ENFORCEMENT SUPERVISOR	45	N	\$27,900	\$32,900	
BYLAW ENFORCEMENT SUPERVISOR	45	N	\$27,900	\$32,900	
DEVELOPMENT COORDINATOR (PARKS)	52	N	\$27,900	\$32,900	
CLAIMS COORDINATOR	52	N	\$27,900	\$32,900	
ADMINISTRATIVE ASSISTANT I	23	N	\$27,900	\$32,900	
BUYER	23	N	\$27,900	\$32,900	
SUPV. MICROFILM OPERATIONS	23	N	\$27,900	\$32,900	
ADMINISTRATIVE ASSISTANT II	22	O	\$25,100	\$29,500	
ADMINISTRATIVE ASSISTANT II	22	O	\$25,100	\$29,500	
ADMINISTRATIVE ASSISTANT II	22	O	\$25,100	\$29,500	
ADMINISTRATIVE ASSISTANT II	22	O	\$25,100	\$29,500	
ADMINISTRATIVE ASSISTANT II	22	O	\$25,100	\$29,500	
OFFICE MANAGER III	52	O	\$25,100	\$29,500	
SUPERVISOR OF CASHIERS	90	O	\$25,100	\$29,500	
TRADE LICENCE OFFICER	44	O	\$25,100	\$29,500	
TRADE LICENCE OFFICER	44	O	\$25,100	\$29,500	

CORPORATION LADDER CHART

TITLE	D	E	NEW	NEW RANGE	1986 RATES
	P	SAL	STEP	MAXIMUM	
	T	SCH	1	STEP	
LOST TIME SUPERVISOR	27	0	\$25,100	\$29,500	
ADMINISTRATIVE ASSISTANT II	22	0	\$25,100	\$29,500	
ADMINISTRATIVE ASSISTANT II	23	0	\$25,100	\$29,500	
HEAD HISTORICAL INTERPRETER	67	0	\$25,100	\$29,500	
ASST. SUPV. PAYROLL CONTROL	23	0	\$25,100	\$29,500	
ADMINISTRATIVE ASSISTANT II	35	0	\$25,100	\$29,500	
LOSS CONTROL INVESTIGATOR	27	0	\$25,100	\$29,500	
ASST SUPV PRINTING & MAILING	22	0	\$25,100	\$29,500	
DRIVEWAY CONTROL OFFICER	45	0	\$25,100	\$29,500	
ADMINISTRATIVE ASSISTANT II	34	0	\$25,100	\$29,500	
TAXATION OFFICER	23	0	\$25,100	\$29,500	
OFFICE MANAGER III	35	0	\$25,100	\$29,500	
ADMINISTRATIVE ASSISTANT II	52	0	\$25,100	\$29,500	
ADMINISTRATIVE ASSISTANT II	30	0	\$25,100	\$29,500	
TRAINING ASSISTANT	27	0	\$25,100	\$29,500	
SUPERVISOR OF CLEANERS II	35	0	\$25,100	\$29,500	
ADMINISTRATIVE ASSISTANT II	41	0	\$25,100	\$29,500	
SUPERVISOR OF CLEANERS II	35	0	\$25,100	\$29,500	
ADMINISTRATIVE ASSISTANT II	22	0	\$25,100	\$29,500	
EDUCATIONAL OFFICER	67	0	\$25,100	\$29,500	
SR. MAINTENANCE MGMT CLERK	52	P	\$23,300	\$27,400	
ADMINISTRATIVE ASSISTANT III	44	P	\$23,300	\$27,400	
ASSISTANT SUPERVISOR STORES	23	P	\$23,300	\$27,400	
BENEFITS & PAYROLL CLERK	27	P	\$23,300	\$27,400	
ADMINISTRATIVE ASSISTANT III	67	P	\$23,300	\$27,400	
ADMINISTRATIVE ASSISTANT III	45	P	\$23,300	\$27,400	
ADMINISTRATIVE ASSISTANT III	52	P	\$23,300	\$27,400	
ADMINISTRATIVE ASSISTANT III	30	P	\$23,300	\$27,400	
COUNTS & STUDIES CO-ORDINATOR	45	P	\$23,300	\$27,400	
PAYROLL & RECORDS CLERK	27	P	\$23,300	\$27,400	
ADMINISTRATIVE ASSISTANT III	27	P	\$23,300	\$27,400	
ADMINISTRATIVE ASSISTANT III	27	P	\$23,300	\$27,400	
RECEPTIONIST (ALDERMEN)	22	P	\$23,300	\$27,400	
ADMINISTRATIVE ASSISTANT III	22	P	\$23,300	\$27,400	
LOSS CONTROL CLERK	27	P	\$23,300	\$27,400	
LOSS CONTROL CLERK	27	P	\$23,300	\$27,400	
ADMINISTRATIVE ASSISTANT III	23	P	\$23,300	\$27,400	
DRIVER	23	P	\$23,300	\$27,400	
DRIVER	23	P	\$23,300	\$27,400	
ADMINISTRATIVE ASSISTANT IV	22	Q	\$20,700	\$24,400	
LOST TIME & OVERTIME CLERK	27	Q	\$20,700	\$24,400	
RECEPTION & APPLICANT CLERK	27	Q	\$20,700	\$24,400	
RECEPTION & APPLICANT CLERK	27	Q	\$20,700	\$24,400	
DRIVER	23	Q	\$20,700	\$24,400	
ADMINISTRATIVE ASSISTANT IV	22	Q	\$20,700	\$24,400	

20,700 - 24,400

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CORPORATION LADDER CHART

::		:	D	:	:	NEW RANGE 1986 RATES	:	:
::TITLE		:	E	:	NEW	:	NEW	:
::		:	P	:	SAL	:	STEP	:
::		:	T	:	SCH	:	1	:
::		:	:	:	:	:	STEP	:
::		:	:	:	:	:	:	:
::ADMINISTRATIVE ASSISTANT IV		:	27	:	Q	:	\$20,700	:
		:	:	:	:	:	\$24,400	:

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SCHEDULE "B"

THE CORPORATION OF THE CITY OF HAMILTON
APPOINTMENTS TO PERMANENT POSITIONS

NAME	CLASSIFICATION	DEPARTMENT	REASON HIRED	SALARY SCHEDULE	RATE	EFFECTIVE DATE
Ms. Debbie Blake	Cashier	Treasury	replacing Mrs. Jackie Buckle - promoted	E-4	\$365.58 per week	87/03/09
Ms. Sandra Bourque	Stenographer III	Building	replacing Ms. Evelyn Buffett - promoted	E-3	\$333.04 per week	87/03/30
Mrs. Susan Dalton	Lifeguard I	Culture and Recreation	replacing Mrs. Sandra Mercer - resigned	CH-5	\$342.32 per week	87/03/23
Mr. Jeff Danby	By-Law Investigator	Traffic	replacing Mr. William Matthews - deceased	A-6	\$501.46 per week	87/03/16
Mr. James Gillis	By-Law Enforcement Constable	Traffic	additional staff	B-5	\$400.87 per week	87/03/23
Mrs. Lois Harvey	Drafting Technician	Traffic	replacing Mr. James Heene - resigned	A-9	\$480.06 per week	87/03/09
Miss Darlene Henwood	Clerk Investigator	Traffic	replacing Mr. John Noseworthy - promoted	A-4	\$426.77 per week	87/03/30
Ms. Denise Kozak	Programmer II	Treasury	replacing Miss Kimberly Switzer - promoted	A-11	\$554.27 per week	87/03/16

THE CORPORATION OF THE CITY OF HAMILTON
APPOINTMENTS TO PERMANENT POSITIONS

NAME	CLASSIFICATION	DEPARTMENT	REASON HIRED	SALARY SCHEDULE	RATE	EFFECTIVE DATE
Mr. Robert MacDonald	Motor Mechanic Helper	Central Garage Division of Public Works	replacing Mr. Peter Browning - resigned	D-9	\$11.202 per hour	87/03/16
Mr. Jeff Martin	Program Organizer	Culture and Recreation	replacing Mr. George Bell - resigned	A-7	\$429.73 per week	87/03/16
Mr. Mark Ormond	Traffic Serviceman II	Traffic	replacing Mr. George Dans - promoted	A-3	\$362.80 per week	87/03/09
Mr. Robert Racey	Assistant Chief Steward	Convention Centre Division of H.E.C.F.I.	new position	103C	\$15,867.28 per annum	87/03/16
Ms. Karen Stanton	Senior Accounting Clerk	H.E.C.F.I.	replacing Ms. Ann Hynd - resigned	110H	\$21,211.32 per annum	87/03/23

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THE CORPORATION OF THE CITY OF HAMILTON
TERMINATIONS FROM PERMANENT POSITIONS

NAME	CLASSIFICATION	DEPARTMENT	REASON	LENGTH OF SERVICE	EFFECTIVE DATE
Mrs. Sandra Mercer	Lifeguard I	Culture and Recreation	resigned	6 yrs. & 1 mo.	87/03/12
Mr. John A. Seeley	Captain	Fire	retired	35 yrs. & 1 1/2 mo.	87/03/31
Mr. Frank Vero	Stores Attendant	Purchasing Division of Treasury	retired	16 yrs. & 1 1/2 mos.	87/03/31

THE CORPORATION OF THE CITY OF HAMILTON
APPOINTMENTS TO TEMPORARY POSITIONS

NAME	CLASSIFICATION	DEPARTMENT	REASON HIRED	SALARY SCHEDULE	RATE	EFFECTIVE DATE
Miss Carmela Alletto	Records Clerk (temporary)	City Clerk's	replacing Mrs. Melissa Gould - maternity leave	E-4	\$365.58 per week	87/03/30
Mrs. Tina Bodden	Secretary A (Aldermen's Office)	City Clerk's	replacing Miss Nancy Burden - off sick	111	\$23,028.20 per annum	87/03/23
Mr. Robert Racey	Chief Steward (temporary)	Convention Centre Division of H.E.C.F.I.	replacing Ms. Lisa Serrick - off sick	105C	\$20,431.96 per annum	87/03/16
Mrs. Cora Lee Secore	Special Services Co-ordinator (temporary)	Culture and Recreation	replacing Mrs. Wendy Lockhart - maternity leave	B-10	\$555.17 per week	87/03/23

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THE CORPORATION OF THE CITY OF HAMILTON
TERMINATIONS FROM TEMPORARY POSITIONS

<u>NAME</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON</u>	<u>LENGTH OF SERVICE</u>	<u>EFFECTIVE DATE</u>
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NO TERMINATIONS FROM TEMPORARY POSITIONS AT THIS TIME

THE CORPORATION OF THE CITY OF HAMILTON
APPOINTMENTS TO PERMANENT POSITIONS

NAME	CLASSIFICATION	DEPARTMENT	REASON HIRED	SALARY SCHEDULE	RATE	EFFECTIVE DATE
Mr. Stephan Booth	Unit Supervisor	Culture and Recreation	replacing Mr. Wilfred Sklar - retired	11C	\$28,848.04 per annum	87/04/13
Miss Jean Dodman	Stenographer III	Public Works	replacing Miss Susan Biasutti - promoted	E-3	\$345.16 per week	87/04/13
Miss Maryann de Gooyer	Stenographer IV	Public Works	returning to perm. position (was replacing Miss Jean Dodman - temp. promoted)	E-2	\$312.39 per week	87/04/13
Mr. Gary McKechnie	Foreman II (Small Engine Repair - Chedoke Workshop)	Central Garage Division of Public Works	replacing Mr. Roy Hilborn - retired	12D	\$27,441.44 per annum	87/04/13
Mr. Kevin Nutley	Traffic Serviceman II	Traffic	replacing Mr. Gary Flynn - returned to former position	A-3	\$362.80 per week	87/04/06
Mr. James Pearson	Equipment Repairman Helper	Culture and Recreation	returning to perm. position (was replacing Mr. Orville Theroux - vacation)	D-7	\$11.287 per hour	87/04/13

THE CORPORATION OF THE CITY OF HAMILTON
APPOINTMENTS TO PERMANENT POSITIONS

NAME	CLASSIFICATION	DEPARTMENT	REASON HIRED	SALARY SCHEDULE	RATE	EFFECTIVE DATE
Mrs. Agapi Pirkas	Counter Clerk	Public Works	returning to perm. position (was replacing Mrs. Kay Morden - maternity leave)	A-3	\$394.68 per week	87/04/13
Mr. Andrew Sloggett	Labourer	Public Works	returning to perm. position (was working in Culture & Rec. as Seasonal Rink Attendant)	D-5	\$11.161 per hour	87/03/30
Ms. E. JoAnne Wigmore	Records Clerk	City Clerk's	replacing Ms. Joyce Walton - promoted	E-4	\$365.58 per week	87/04/06
Mr. Adrian Amosti	By-Law Enforcement Constable	Traffic	additional staff	B-5	\$400.87 per week	87/03/30
Mr. James Gubbins	By-Law Enforcement Constable	Traffic	additional staff	B-5	\$400.87 per week	87/04/06
Mr. James Rose	By-Law Enforcement Constable	Traffic	additional staff	B-5	\$400.87 per week	87/04/06
Mr. Vincent Ormond	By-Law Enforcement Constable	Traffic	additional staff	B-5	\$400.87 per week	87/04/06
Mr. David Begley	Prob. Firefighter, 1st 12 months	Fire	replacing Mr. Alan Metham - retired	N-1	\$25,802.00 per annum	87/04/06

THE CORPORATION OF THE CITY OF HAMILTON
APPOINTMENTS TO PERMANENT POSITIONS

NAME	CLASSIFICATION	DEPARTMENT	REASON HIRED	SALARY SCHEDULE	RATE	EFFECTIVE DATE
Mr. Paul Brien	Prob. Firefighter, 1st 12 months	Fire	replacing Mr. R. Kenneth Cole - retired	N-1	\$25,802.00 per annum	87/04/06
Mr. James Ecker	Prob. Firefighter, 1st 12 months	Fire	replacing Mr. Gordon Millar - retired	N-1	\$25,802.00 per annum	87/04/06
Mr. Bruce Greenlaw	Prob. Firefighter, 1st 12 months	Fire	replacing Mr. William Carson - retired	N-1	\$25,802.00 per annum	87/04/06
Mr. Colin Grieve	Prob. Firefighter, 1st 12 months	Fire	replacing Mr. Earl Pearson - retired	N-1	\$25,802.00 per annum	87/04/06
Mr. Randal Harris	Prob. Firefighter, 1st 12 months	Fire	replacing Mr. James Given - retired	N-1	\$25,802.00 per annum	87/04/06
Mr. Peter Hickey	Prob. Firefighter, 1st 12 months	Fire	replacing Mr. Bruce McKenna - terminated	N-1	\$25,802.00 per annum	87/04/06
Mr. R. Bryce Hyslop	Prob. Firefighter, 1st 12 months	Fire	replacing Mr. William Glover - retired	N-1	\$25,802.00 per annum	87/04/06
Mr. George Mahler	Prob. Firefighter, 1st 12 months	Fire	replacing Mr. Edgar Gilby - retired	N-1	\$25,802.00 per annum	87/04/06

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THE CORPORATION OF THE CITY OF HAMILTON
APPOINTMENTS TO PERMANENT POSITIONS

NAME	CLASSIFICATION	DEPARTMENT	REASON HIRED	SALARY SCHEDULE	RATE	EFFECTIVE DATE
Mr. Bob Manojlovich	Prob. Firefighter, 1st 12 months	Fire	replacing Mr. Alan Mitchell - retired	N-1	\$25,802.00 per annum	87/04/06
Mr. William Pittman	Prob. Firefighter, 1st 12 months	Fire	replacing Mr. Ronald Thomas - retired	N-1	\$25,802.00 per annum	87/04/06
Mr. Gregory White	Prob. Firefighter, 1st 12 months	Fire	replacing Mr. Robert McDonald - deceased	N-1	\$25,802.00 per annum	87/04/06

THE CORPORATION OF THE CITY OF HAMILTON
TERMINATIONS FROM PERMANENT POSITIONS

<u>NAME</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON</u>	<u>LENGTH OF SERVICE</u>	<u>EFFECTIVE DATE</u>
Mrs. Bertilla Agresta	Junior Cost Control Clerk	Culture and Recreation	resigned	1 year & 4 months	87/03/27

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THE CORPORATION OF THE CITY OF HAMILTON

APPOINTMENTS TO TEMPORARY POSITIONS

NAME	CLASSIFICATION	DEPARTMENT	REASON HIRED	SALARY SCHEDULE	RATE	EFFECTIVE DATE
Miss Elizabeth Molnar	Secretary A (to the Aldermen) (temporary)	City Clerk's	replacing Mrs. Rita D'Ortenzio - maternity leave	111	\$23,814.44 per annum	87/03/30

THE CORPORATION OF THE CITY OF HAMILTON
TERMINATIONS FROM TEMPORARY POSITIONS

<u>NAME</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON</u>	<u>LENGTH OF SERVICE</u>	<u>EFFECTIVE DATE</u>
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NO TERMINATIONS FROM TEMPORARY POSITIONS AT THIS TIME

REPORT OF THE FINANCE COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Finance Committee presents its SIXTH Report for 1987 and respectfully recommends:

1. That a purchase order be issued to Jocelyn Roofing & Sheet Metal, Hamilton, in the amount of \$14,500 including all applicable taxes, to Re-Roof Victoria Park Pool Change House in accordance with specifications issued by the Director of Purchasing and Vendor's quotation.

NOTE: Lowest of three (3) quotations received. Funds provided in Major Maintenance Account #0408-E6520-4.

2.
 - a) That the Treasurer be authorized to hire a temporary employee on a part-time basis, not in excess of three days per week, to process enquiries relating to the status of local improvements on properties in the City of Hamilton.
 - b) That a user fee of \$15.00 per enquiry be implemented effective April 1, 1987.
3. That the replacement of lawn care equipment in the estimated amount of \$70,000 consisting of a fairway unit and a triplex, be charged to the Reserve for Replacement of Mobile Equipment, Account #0280-01.
4. That no further action be taken on Regional Council's request to consider phasing in increases for Data Processing charges over a three year period.

EXPLANATORY NOTE:

City Council at its meeting on 1987 January 27th passed a resolution that, "The cost recovery for Data Processing Services provided to the Region be on the basis of 'actual cost' recovery effective 1987 January 1."

Subsequent to this resolution, Regional Council, at its meeting of 1987 March 17, endorsed a recommendation from the Regional Finance and Personnel Committee that, "The City of Hamilton be requested to consider phasing in the proposed increase for computer charges over a three year period so that 1987 charges would be \$555,000, the 1988 charges \$705,000 and the 1989 charges \$855,000."

It is estimated that the value of Data Processing Services provided to the Region will be in the order of \$855,000 for 1987 compared with an actual recovery from the Region, of \$410,000 for 1986.

5. That the following revised procedures be implemented with respect to tax arrears properties acquired by the City under the provisions of the Municipal Affairs Act.
 - a) Upon receipt of reporting letters (on 27 specified properties) from the City Solicitor indicating whether or not the City has complied with the provisions of the Act, as a result of the 40 year searches of the properties, the Treasurer will either:
 - i) Re-commence proceedings of properties where the procedure has not been followed.
 - ii) Forward notices to all interested parties, in respect of the remaining properties, advising them of the City's intention to register a Forfeiture Certificate after 60 days unless the property is redeemed by payment of all tax arrears or an Agreement is entered into satisfactory to the City for the payment of all tax arrears.
 - b) Where payment or an agreement for payment has not been made within a 60 day period, the City will, pursuant to the Municipal Tax Sales Act, proceed to register a Notice of Forfeiture and thereby become owner of the property.
 - c) The Real Estate Director be authorized to proceed with the sale of those properties not required for municipal purposes upon registration of the Notices of Forfeiture.
 - d) Effective immediately, with respect to vacant and/or abandoned properties acquired by the City under the tax registration process, the various Civic Departments concerned be authorized to install appropriate signage ("No Parking" and/or "No Trespassing") and inspect such properties for hazardous conditions which hazardous conditions, if any, should be removed.
 - e) The costs of signage, removal of hazardous conditions, inspection, etc., on vacant and/or abandoned properties acquired through the tax registration process be charged to Account Number 0323-1098 "Tax Registration Expenses".
6. That the amount of \$15,000 required for the repair of the retaining wall on the north side of Hunter Street west of MacNab Street and the MacNab Street Pedestrian tunnel south of Hunter Street be financed by means of an approved overdraft in Account 0352-0671 "Local Roads - Specific Projects", and setting aside this amount within the "allocated" portion of the Contingency Account 0378-1198.

NOTE: At its meeting held April 6, 1987, the Transport and Environment Committee approved of the necessary concrete repairs to the retaining wall.
7. That the Chairman or his Nominee be authorized to attend the 81st Annual Conference of the Government Finance Officers Association (GPOA) to be held in Washington, D.C., from May 31 to June 3, 1987.

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8. That a grant in the amount of \$20,000 be made to the Royal Hamilton Light Infantry (Wentworth Regiment) to be used to assist in defraying expenses to be incurred in purchasing new scarlet ceremonial dress uniforms for the unit and the bugle band to mark the celebration of the 125th anniversary of the regiment and that the Treasurer be authorized and directed to recommend the method of financing at his expenditure.
9. That a grant in the amount of \$1,200 be made to the Hamilton Corporate Challenge to be used towards the cost of sponsoring 2 teams of Civic Employees to take part in the Hamilton Corporate Challenge on June 21, 1987 at McMaster University and that this expenditure be financed from the Unclassified Account #0378-2797.

RESPECTFULLY SUBMITTED,

ALDERMAN P. O. VALERIANO, CHAIRMAN
FINANCE COMMITTEE

John Thompson
Acting Secretary

1987 April 8

CA4 ON HBLAOS
M21
1987

MEETING OF HAMILTON CITY COUNCIL
TUESDAY, APRIL 28, 1987
7:30 O'CLOCK, P.M.

The Council met.

PRESENT: Robert M. Morrow, Esq., Mayor

Aldermen Cooke, Kiss, McCulloch, Valeriano, Hinkley, Copps.
Christopherson, Collins, Wheeler, Smith, Cowell, Gallagher,
Merling, Murray, Ross.

The Reverend Willard Pottinger, St. Paul's Presbyterian Church, led the Council in prayer.

His Worship Mayor Robert M. Morrow called the meeting to order.

His Worship Mayor Robert M. Morrow read the following proclamations:

- (a) Schizophrenia Awareness Week - May 3-9, 1987.
- (b) Volunteer Week - April 26 - May 2, 1987.
- (c) Day of Mourning - April 28, 1987.
- (d) Speech and Hearing Awareness Month - May, 1987.

The minutes of the meeting of April 14, 1987, were taken as read and approved.

The following communications were received and forwarded to the appropriate Committee, except as indicated:

1. Letter from Mr. W. J. Munford, C.P. Rail, respecting application to the Canadian Transport Commission for abandonment of an uneconomic section of railway track between Hamilton and Dundas, dated April 21, 1987.
2. Application from Anne Novosel and John Novosel, 2808 King St. East, Hamilton, Ontario, for a change in zoning, rear portion of properties at Nos. 2808 and 2810 King Street East, dated April 22, 1987.
3. City Initiative - request for Expansion of Parking Lands at the corner of Century Street and Wentworth Street North, dated April 24, 1987.
4. Application from L. A. Strickland, 1006 Stonechurch Road East, Hamilton, Ontario, for a change in zoning, property located at 965 Stone Church Road East, dated April 24, 1987.
5. Application from Bayfield Green Development Company, 146 West Beaver Creek Road, Unit 3, Richmond Hill, Ontario, for a change in zoning, property located on the west side of Upper James Street, in the area south of Stone Church Road West, dated April 27, 1987.

04/28/87

6. Application from Leonard and Wilma Faille, 27 Rowntree Drive, Hamilton Ontario, for a modification to District regulations for property located at 27 Rowntree Drive, dated April 27, 1987.
7. City Initiative - Review of the "M-15" Districts Regarding Permitted Uses, dated April 14, 1987.
8. Application from Sunoco Inc., 56 Wellesley Street, Toronto, Ontario, for a modification to the District regulations for property located at 5 Rymal Road West, dated April 14, 1987.
9. Application from Todoc Construction Limited, 52 Hildegard Drive, Hamilton, Ontario, for a change in zoning, property located at 956 Rymal Road East, dated April 14, 1987.
10. Application from 629581 Ontario Limited, Suite 101, 730 Brant Street, Burlington, Ontario, for a change in zoning, property located at 2425 Barton Street East, dated April 14, 1987.
11. Application from Tony Malatesta, 404 Queenston Road, Hamilton, Ontario, et al, for a change in zoning, property located at 1043 Stone Church Road East, dated April 28, 1987.

* * * * *

It was moved by Alderman Murray and seconded by Alderman Ross.

RESOLVED: that Rule No. 8 of the Rules of Order be invoked for this meeting of City Council in order to consider a resolution respecting blasting in the West Mountain Area. - CARRIED.

* * * * *

It was moved by Alderman Murray and seconded by Alderman Ross.

- RESOLVED: (a) that the appropriate Civic Staff be directed to take whatever steps are necessary to immediately halt the blasting operations taking place in the City of Hamilton; and
- (b) that the City Solicitor be directed to prepare a By-law to control and regulate blasting operations within the City of Hamilton. - CARRIED.

* * * * *

It was moved by Alderman Wheeler, seconded by Alderman Smith, and carried, that Council move into Committee of the Whole to consider the following Reports, with Alderman Collins in the chair.

* * * * *

(A) EXECUTIVE COMMITTEE - TENTH REPORT.

It was moved by Alderman Hinkley and seconded by Alderman Gallagher.

RESOLVED: that Section 1 be tabled until the next regular meeting of City Council. - CARRIED.

Recorded vote on Section 2.

YEAS: Mayor Morrow; Aldermen Cooke, McCulloch, Valeriano, Hinkley, Collins, Cowell, Gallagher, Murray, Ross. - 10.

NAYS: Aldermen Kiss, Copps, Christopherson, Wheeler, Smith, Merling. - 6. CARRIED.

Recorded vote on Section 5.

YEAS: Mayor Morrow; Aldermen Cooke, McCulloch, Hinkley, Collins, Smith, Cowell, Gallagher, Merling, Murray, Ross. - 11.

NAYS: Aldermen Kiss, Valeriano, Copps, Christopherson, Wheeler. - 5. CARRIED.

It was moved by Alderman McCulloch and seconded by Alderman Hinkley.

RESOLVED: that the following be added as Section 9.

"That the City of Hamilton endorse and support the Bid of the Hamilton Commonwealth Games Bid Committee to host the 1994 Commonwealth Games which provides for a gross cost of \$96,331,418. to be shared as follows:

Federal Government	\$32,110.472.
Provincial Government	\$32,110.472.
City of Hamilton	\$12,000,000.
XV Games Foundation	<u>\$20,110,174.</u>
TOTAL	\$96,331,418.

NOTE: The total Municipal commitment is \$32,110,474. However, the projected revenue derived from the efforts of the XV Games Foundation is estimated at \$20,110,474. which leaves the actual City of Hamilton contribution at \$12,000,000.

Of the total gross cost, \$51,484,000. is attributed to capital cost which will result in approximately \$40,379,000.00 worth of new facilities, approximately \$6,505,000. in additions to existing facilities and approximately \$3,935,000. in renovations to existing facilities. Previously distributed to Members of Council were copies of extracts from the Bid Document which deal with the venues, the social and economic impact and the finances for the Games. Also, a copy of a letter from Dr. Ivor Dent, President of the Commonwealth Games Association of Canada Inc. which outlines the Bid procedure for the 1994 Commonwealth

Games. Finally, a brief history of the Commonwealth Games. Additional copies, if required, are available from the Secretary of the Executive Committee or the Executive Secretary of the Hamilton Commonwealth Games Committee." - CARRIED.

(C) PARKS AND RECREATION COMMITTEE - EIGHTH REPORT.

The recommendation of the Executive Committee on Section 1 was adopted.

It was moved by Alderman Cooke and seconded by Alderman Ross.

RESOLVED: that Subsection (c) of Section 9 be amended by deleting the words "Parks & Recreation Committee" and inserting the words "Director of Culture and Recreation." - LOST.

Recorded vote on Section 15.

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, McCulloch, Hinkley, Copps, Christopherson, Collins, Wheeler, Smith, Cowell, Gallagher, Merling, Murray, Ross. - 15.

NAYS: Alderman Valeriano. - 1. CARRIED.

It was moved by Alderman Cooke and seconded by Alderman Murray.

RESOLVED: that Rule 8 of Procedural By-law 82-203 be invoked for this meeting of City Council to permit consideration of a resolution respecting the sale of surplus land south of 120 Hillview Avenue to the adjoining owners. - CARRIED.

It was moved by Alderman Cooke and seconded by Alderman Murray.

RESOLVED: that the following be added as Section 25:

"25. That an Offer to Purchase the property south of 120 Hillview Avenue, executed by Gerard and Eileen Kinsella on March 27, 1987, and scheduled for closing on June 12, 1987, be approved and completed. The purchase price of \$3,400.00 is to be credited to 0280-11 (Lands conveyed to the City for Public Purposes). A deposit in the amount of \$340.00 in the form of a Money Order is being

held by the City Treasurer pending approval of this transaction.

NOTE: The subject property contains 318.42 m² (3,427.55 square feet), is shown as Part 1 on Plan 62R-7591, together with a right-of-way over Part 2 for ingress and egress to the subject parcel and 120 Hillview Avenue. - CARRIED.

It was moved by Alderman Murray and seconded by Alderman Merling.

RESOLVED: that Section 25 be referred to the Parks and Recreation Committee. - CARRIED.

It was moved by Alderman Murray and seconded by Alderman Gallagher.

RESOLVED: that Rule 8 of Procedural By-law 82-203 be invoked for this meeting of City Council in order to permit the addition of Section 26 to the EIGHTH Report of the Parks and Recreation Committee re: insurance for Community Groups. - CARRIED.

It was moved by Alderman Murray and seconded by Alderman Gallagher.

RESOLVED: that the following be added as Section 26.

"26. That the present policy to assist, by way of grants, approved Community Councils and Volunteer Sports Organizations who are registered with the Department of Culture and Recreation, and operate an approved programme or programmes as agents of the Department, in obtaining liability insurance, be continued. - CARRIED.

(D) PLANNING AND DEVELOPMENT COMMITTEE - EIGHTH REPORT.

Recorded vote on Section 1.

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, McCulloch, Valeriano, Hinkley, Copps, Christopherson, Collins, Wheeler, Smith, Cowell, Murray, Ross. - 14.

NAYS: Aldermen Gallagher, Merling. - 2. CARRIED.

It was moved by Alderman Smith and seconded by Alderman Christopherson.

RESOLVED: that Section 5, reading as follows:

- "5. That approval be given to City Initiative 87-B to amend Zoning By-law 6593 by grandfathering the "D" (Urban Protected Residential - One and Two Family Dwelling, etc.) District on the following basis:
- i) That all lands which are currently zoned "D" (Urban Protected Residential - One and Two Family Dwelling, etc.) District retain townhousing as a permitted use; and
 - ii) That all new lands to be zoned "D" following Council approval of City Initiative 87-B will not contain townhousing as a permitted use.
 - iii) That the City Solicitor be directed to prepare a By-law to amend the Zoning By-law No. 6593; and
 - iv) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.

NOTE:

The purpose of the proposed amendment is to delete future townhouse dwellings as a permitted use from Section 10 of the Zoning By-law.

The effect of the proposed By-law is to prohibit new townhouse dwellings in the "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) District. However, the proposed By-law will allow the permitted use of townhousing on lands currently zoned "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) at the date of the passing of the By-law.",

be deleted and the following substituted in lieu thereof:

- "5. (a) That approval be given to City Initiative 87-B on the following basis:
- (i) That the title of the "D" District Section 10, By-law 6593, be amended to read as follows:

'Section 10 "D" District (Urban Protected Residential - One and Two Family Dwellings, Townhouses, etc.)'
 - (ii) That the City Solicitor be directed to prepare a By-law to amend the Zoning By-law 6593, and that

- (iii) The proposed change in zoning is in conformity with the Official Plan for the Hamilton-Wentworth Planning Area.
- (b) That the present "D" zoning remain in place for those lands which are currently zoned "D" and that townhouses remain as a permitted use.
- (c) That a new zoning district, identified as an, 'R-2' District (Urban Protected Residential - One and Two-Family Dwellings), be created which will not contain townhouses as a permitted use, but will retain all other features of the current "D" District.
- (d) That the new "R-2" District will be the new zoning applied to all lands which are designated for one and two-family dwellings in the neighbourhood plans with regard to future development applications." - CARRIED.

(G) FINANCE COMMITTEE - SEVENTH REPORT.

Recorded vote on Section 3.

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, McCulloch, Valeriano, Hinkley, Copps, Christopherson, Collins, Wheeler, Smith, Cowell. - 12.

NAYS: Aldermen Gallagher, Murray, Ross. - 3. CARRIED.

It was moved by Alderman Valeriano and seconded by Alderman Cooke.

RESOLVED: that Section 7 be amended in the following manner:

"1. Delete the figure \$256,230. in the third line of Subsection (a) and substitute in lieu thereof the figure \$260,230.

2. Delete the last two sentences in Subsection (d), reading as follows:

'with the concurrence of the City Treasurer, this additional \$75,000. be funded from Contingency.'

and substitute in lieu thereof the following:

'this additional \$75,000. be transferred from Contingency Account No. 0378-1198, to Grants Account No. 0374-XXXX.' - CARRIED.

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The recommendation of the Executive Committee on Section 8 was adopted.

Recorded vote on Section 8.

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, McCulloch, Valeriano, Hinkley, Christopherson, Collins, Wheeler, Smith, Cowell, Gallagher, Murray, Ross. - 14.

NAYS: Alderman Copps. - 1. CARRIED.

It was moved by Alderman Wheeler and seconded by Alderman Christopherson:

RESOLVED: that Rule 8 of Procedural By-law 82-203 be invoked for this meeting of City Council in order to permit consideration of a resolution respecting tax adjustments. - CARRIED.

It was moved by Alderman Wheeler and seconded by Alderman Christopherson:

RESOLVED: that the following tax adjustments be approved:

Amount				
	(1)	(2)	(3)	(4)
Schedule "A" Compassionate	Prior Year <u>1986</u>	Year-to-date <u>1987</u>	Special Legislation Committee <u>Apr. 23/87</u>	Total Year-to-date <u>1987</u>
	\$11,951.37	\$1,850.00	\$800.00	\$2,650.00
Schedule "B" Business	(1) Prior Year <u>1986</u>	(2) Year-to-date <u>1987</u>	(3) Special Legislation Committee <u>Apr. 23/87</u>	(4) Total Year-to-date <u>1987</u>
	\$1,850,468.26	\$183,988.24	\$60,301.71	\$244,289.95
Schedule "C" Realty	(1) Prior Year <u>1986</u>	(2) Year-to-date <u>1987</u>	(3) Special Legislation Committee <u>Apr. 23/87</u>	(4) Total Year-to-date <u>1987</u>
	\$466,873.64	\$57,880.17	\$81,541.43	\$139,421.60

CARRIED

It was moved by Alderman Hinkley and seconded by Alderman Copps.

RESOLVED: that Alderman Wheeler be appointed Acting Mayor for the month of May, 1987 - CARRIED.

It was moved by Alderman Wheeler and seconded by Alderman Smith.

RESOLVED: that the Report of the Committee of the Whole on the above reports, as amended, and resolutions, be adopted, - CARRIED.

It was moved by Alderman Wheeler and seconded by Alderman Smith.

RESOLVED: that the following Bills be now read a first time:

A-16,
D-49, D-50, D-51, D-52, D-53, D-54, D-55, D-56, D-57,
D-58, D-59, D-60, D-61,
G-3, G-4, G-5, G-6, G-7 - CARRIED.

It was moved by Alderman Wheeler, seconded by Alderman Smith, and carried, that Council move into Committee of the Whole (second reading) to consider the following Bills, with Alderman Collins in the chair.

A-16,
D-49, D-50, D-51, D-52, D-53, D-54, D-55, D-56, D-57,
D-58, D-59, D-60, D-61,
G-3, G-4, G-5, G-6, G-7 - CARRIED.

Consideration of the Bills (second reading).

It was moved by Alderman Wheeler and seconded by Alderman Smith.

RESOLVED: that the report of the Committee of the Whole (second reading) on the Bills be adopted. - CARRIED.

It was moved by Alderman Wheeler and seconded by Alderman Smith.

RESOLVED: that the following Bills be now read a third time.

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A-16,
D-49, D-50, D-51, D-52, D-53, D-54, D-55, D-56, D-57,
D-58, D-59, D-60, D-61,
G-3, G-4, G-5, G-6, G-7 - CARRIED.

City Council adjourned at 10.40 P.M.

REPORT OF THE EXECUTIVE COMMITTEE

To the Council of the Corporation of The City of Hamilton.

Members of Council:

The Executive Committee presents its TENTH Report for 1987 and respectfully recommends:

- *1. That the HECFI Compensation Study, dated March 11, 1987, as prepared by Stevenson Kellogg Ernst & Whinney, Management Consultants, appended hereto as Appendix "A", be approved.
- **2. (a) That an organizational review of the Culture and Recreation Department for the purpose of developing a clear description of the roles, relationship, responsibilities and authorities of the following, be carried out at an estimated cost of \$13,000 plus out of pocket expenses. This review to include interviews with the following:
 - i) Director
 - ii) Department Managers
 - iii) Section Heads
 - iv) Chief Administrative Officer
 - v) Parks and Recreation Committee Members
 - vi) Citizens Advisory Committee/Sub-Committees
 - viii) The Executive Committee as it pertains to Culture and Recreation activities.
- (b) That the study, once complete, be presented by the Consultants, to the Executive Committee.
- (c) That the Finance Committee be requested to recommend the method of financing.

NOTE - With the adoption of Section 11 of the Third Report of the Executive Committee, City Council at its meeting held February 10, 1987, authorized the retention of Mr. J. Cousens of James F. Hickling Management Consultants, to conduct a general review of the management structure of the Culture and Recreation Department and its organizational relationship with the Parks and Recreation Citizen Advisory Committee, Parks and Recreation Committee and the Executive Committee.

This general review was carried out and the consultant is now recommending that the above organizational review be conducted by an independent consultant.

3. That the challenge of the Council of the Town of Dundas to compete in the Dundas Municipal Council Games on Friday, May 22, 1987 be accepted.

*SECTION 1 TABLED

**RECORDED VOTE, SEE PAGE 818

4. (a) That the Corktown/Stinson Ontario Neighbourhood Improvement Programme be proceeded with at an estimated gross cost of \$900,000 as provided for in the 1987 portion of the 1987 - 1991 Capital Budget as Project No. D37004.
- (b) That the City Solicitor be authorized to apply to the Ontario Municipal Board for approval of this programme at a gross estimated cost of \$900,000 of which 50% or \$450,000 will be funded by a Provincial Grant, by the issuance of debentures in the amount of \$450,000 which is the City's share, for a period not to exceed 15 years recoverable from the mill rate levied on all rateable property, and further that application be made to the Regional Municipality of Hamilton-Wentworth to issue debentures in the amount of \$450,000 for a term not to exceed 15 years.

NOTE - The Planning and Development Committee approved this project at its meeting on April 15, 1987.

Improvements being considered as part of this project include:

- develop the Priority-One-Park (Carter Park), Corktown and Wolverson Parks,
- develop passive green space in the neighbourhood,
- beautify the area through a tree-flower planting programme;
- enhance the recreational opportunities in the area.

- *5. (a) That the Cadillac Fairview Corporation Limited, acting as the agent of the Corporation of the City of Hamilton, be authorized to enter into a formal agreement with Pigott Construction Limited for the construction of the York Boulevard Parkade as stipulated in the approved tender documents, for a total tender price of \$6,291,950.

- (b) That the Director of Property be authorized to issue a purchase order to the Cadillac Fairview Corporation Limited in the total amount of \$7,200,000 comprised of the following expenditures:

Construction Cost -	\$6,291,950
Land Servicing Costs -	20,000
Miscellaneous Carrying Costs	
(Insurance & Permit Fees)-.....	105,105
Professional Fees	
Architects & Sub-Consultants-.....	335,350
Cadillac Fairview Project	
Management Fees -.....	141,045
Sub-Total	\$6,893,450
Contingency.....	306,550
GRAND TOTAL	\$7,200,000

*RECORDED VOTE, SEE PAGE 818

NOTE: Previously forwarded to the Members of City Council were copies of a report dated April 23, 1987 from the Director of Property to the Executive Committee which provided background information with regard to this matter.

Additional copies, if required, are available from the Secretary, Executive Committee or the Director of Property.

6. (a) That City Council endorse the requests of the organizers of the Boy Scout/Girl Guide and Santa Claus parades to continue to hold their annual parade in the downtown area on Saturdays and further to utilize the same parade route as used for previous parades.
- (b) That the Hamilton-Wentworth Regional Board of Commissioners of Police and The Commissioner of Transportation for the Regional Municipality of Hamilton-Wentworth be advised of this endorsement.

NOTE: For the information of the members of City Council, the Executive Committee was advised by the Regional Transportation Officials of the concerns of a number of downtown merchants with regard to the holding of these two parades on Saturdays. In addition, the Committee was advised that the parade organizers were not receptive to changing the day of the parade from Saturday to Sunday as suggested by the downtown merchants.

As a result, the Executive Committee requested staff to endeavour to establish a parade route satisfactory to both the organizers of the parades and the downtown merchants. A revised route was developed however, same was not acceptable to the organizers nor the merchants.

The Executive Committee at its meeting on April 23, 1987, received the views of both the merchants and the organizers and concluded that the current parade dates (Saturday) and route be endorsed.

7. (a) That the proposed reorganization of the Horticultural Section of the Department of Public Works as set out in Appendix "B" appended hereto, which results in the following changes, be approved:
- i) The creation of a new General Foreman's position to act as Turf Manager.
 - ii) The reclassification of the present Golf Course Superintendent's positions (2) from Foreman I to Foreman III.
 - iii) The creation of three (3) additional Foreman II positions; two (2) in the Beautification Division and one (1) in the Forestry Division.
 - iv) The elimination of one (1) Labourer's position.
 - v) A change in the title of the position of Arborist/Horticulturalist to Horticulturalist.
- (b) That the Personnel Committee be requested to evaluate and establish a pay schedule for the newly created position of General Foreman.
- (c) That all positions be posted and filled as soon as possible.

NOTE: The reorganization of this section of the Department of Public Works will:

- reduce the number of staff reporting to the Horticulturalist so that he can more effectively review and direct his major areas of concern--beautification, forestry and turf;
- consolidate the golf courses in one area to ensure some standardization with operations and to ensure that equipment is effectively and efficiently utilized;
- enable a foreman to stay on the golf course to supervise the normal operations;
- recognize the added responsibility for the management of turf in all City Parks, lawn bowling greens, baseball, soccer fields and football fields;
- recognize the seasonal fluctuation in workload between forestry and beautification and turf, and
- create more appropriate positions commensurate with the responsibilities and work being undertaken by the staff in this section and eliminate the present continuous need for overtime.

04/28/87

- 830 -

Implementation of the proposed reorganization will result in a cost of \$264 500 in annual salaries which is approximately \$20 000 less than salary costs before implementation. Ultimately, due to promotions within job classifications, there will be a cost of \$292 500 in salaries which is approximately \$8 000 more than the salary costs before implementation.

Copies of a report dated 1987 April 13 from the Director of Public Works to the Executive Committee respecting this matter are available by contacting the Secretary, Executive Committee or the Director of Public Works.

8. That leave be granted to introduce the following Bill:

(a) Bill A-16 - By-law to Confirm Proceedings of the Council of the Corporation of the City of Hamilton.

*9. That the City of Hamilton endorse and support the Bid of the Commonwealth Games Bid Committee to host the 1994 Commonwealth Games which provides for a gross cost of \$96 331 418 to be shared as follows:

Federal Government	\$32 110 472
Provincial Government	32 110 472
City of Hamilton	12 000 000
XV Games Foundation	20 110 174
TOTAL	\$96 331 418

NOTE: The total municipal commitment is \$32 110 474. However, the projected revenue derived from the efforts of the XV Games Foundation is estimated at \$20 100 474 which leaves the actual City of Hamilton contribution at \$12 000 000.

Of the total gross cost, \$51 484 000 is attributed to capital cost which will result in approximately \$40 379 000 worth of new facilities, approximately \$6 505 000 in additions to existing facilities and approximately \$3 935 000 in renovations to existing facilities. Previously distributed to members of Council were copies of extracts from the Bid Document which deal with the venues, the social and economic impact and the finances for the Games. Also, a copy of a letter from Dr. Ivor Dent, President of the Commonwealth Games Association of Canada Inc. which outlines the Bid procedure for the 1994 Commonwealth Games. Finally, a brief history of the Commonwealth Games.

Additional copies, if required, are available from the Secretary of the Executive Committee or the Executive Secretary of the Hamilton Commonwealth Games Committee.

Respectfully Submitted,

MAYOR R. M. MORROW, CHAIRMAN
EXECUTIVE COMMITTEE

J. J. Schatz, Secretary
1987 April 16
1987 April 24

*SECTION 9 ADDED DURING COUNCIL

Stevenson Kellogg Ernst & Whinney

Management Consultants

04/28/87

Project Report

PROVIDING A SOLID EVALUATION
FRAMEWORK FOR NON-UNION
POSITIONS

Prepared for

Hamilton Entertainment and
Convention Facilities Inc.
(HECFI)
Hamilton, Ontario

Prepared by

Scott MacCrimmon
David Murray

March 11, 1987
7424/93/DM1/pm/pr

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I

INTRODUCTION

This report summarizes our work and findings from a review of the compensation levels for all exempt positions at the new Hamilton Entertainment and Convention Facilities Inc. (HECFI).

In May 1986 you asked our predecessor firm, Thorne Stevenson & Kellogg, to submit a proposal which focused on a job evaluation and pay review program for all five divisions of HECFI. You were influenced to do this by the sound management principle that there should be pay equity between each of the five divisions. It was noted that HECFI brought together newly created units (eg: Marketing) and former operating units of the City Corporation (Convention Centre, CUP, etc).

In addition you instructed that our "salary survey compare positions with those in the related private and public sectors, the facility management industry and the local community."

We present this report in the confident belief that it will meet your objectives in a realistic, practical, and cost effective fashion.

* * * * *

Throughout our work with HECFI we encountered nothing less than wholehearted cooperation and courtesy from all staff members. Through you, we thank them for their cooperation and assistance.

II

PROJECT CONSIDERATIONS

The purpose of this study was to examine your compensation plan for non-union positions, compare salaries to current market levels, and to recommend worthwhile improvements. You want to have pay levels that are realistic to enable you to hire and retain capable people for what is a truly unique Canadian amalgam of entertainment and convention facilities. You recognize the importance of creating orderly pay levels that respect the marketplace, economic reality, and the special relationship that exists between HECFI and the City of Hamilton. You want pay administration practices that are complete, can be applied on an objective basis, and will be seen to be fair.

The development of this report had, as its foundation, the following additional considerations:

- ▶ Most of the positions were subject to a 1984-85 pay study in the City that has not yet been implemented.
- ▶ The governance of HECFI and the close day-to-day relationships between HECFI managers and their City counterparts suggest that there is less than an "arms length" relationship between HECFI and the City.
- ▶ In a world where "perception is reality" you would not be well served if our recommended pay grid for HECFI differed dramatically from its City counterpart.
- ▶ HECFI is substantially a non-union operation.
- ▶ At upper-middle and senior management levels in HECFI it is appropriate that your pay levels be distinguished from those prevailing for higher level positions in the City; for this reason **we recommend** you abandon the traditional five step incremental pattern and adopt flexible salary ranges in which advancement through the range will be by individual performance exclusively.

HECFI is, undeniably, a unique organization. There is no employer in Canada directly comparable to it. It is semi-autonomous in its relationship to the City. Our recommendations have been developed on the basis of this fact.

III**HIGHLIGHTS AND SUMMARY OF RECOMMENDATIONS****A. HIGHLIGHTS**

We conducted a compensation study to develop revised pay systems and structures for all non-union HECFI employees. We learned about staff jobs by issuing questionnaires and through personal interviews. We then evaluated the positions. We conducted a market salary survey using 23 of your positions as benchmarks. With this information we developed a new salary structure for 1986. We also developed policies and procedures necessary to maintain the new pay plan.

B. SUMMARY

Our main recommendations are:

1. Installation of new pay plan to be effective January 1, 1987. The first economic adjustment to the plan should be considered for January 1, 1988.
2. Salary schedule to be reviewed annually effective January 1.
3. 26 pay grades with a minimum at PGI of \$12,500 p.a. and a maximum at PG26 of \$85,000 p.a.
4. Pay grades 1-18 to be administered using an incremental system based on the anniversary date of employment subject to performance appraisals. The increments shall be recommended annually by management subject to Board approval.
5. Pay grades 19-26 to be administered by a flexible performance based non-incremental system. All performance appraisals to be conducted in May or June annually and any resultant merit increases to be effective July 1. The first merit increases will be made effective July 1, 1988 subject to approval by the Board of Directors.
6. Pay grades 1-18 to be adopted to mesh into prevailing market conditions, and the other grades in the proposed HECFI plan.
7. Adoption of standard "red circle" policies for all employees now paid more than the recommended range maximum. This means the salary is frozen for both economic adjustments and merit increases until the range maximum achieves the level of the incumbent's pay.

8. Slotting of employees in pay grades 1-18 to be conducted by the Managing Director/CEO and his management team. The resulting program of adjustments should be subject to approval by the Board of Directors.

9. Slotting of employees in pay grades 19-25 to be conducted by the Managing Director/CEO and subject to approval of the Board of Directors.

10. Each year the Chairman of the Board of Directors and the Chairpersons of the HECFI Committees should conduct a performance appraisal of the CEO, adjusting the incumbent's salary within pay grade 26. This should be done in consideration of the need for flexibility, confidentiality and the reality of pay negotiations that effect jobs of this type in the market.

11. Administration of the pay plan by HECFI using the resource of the Region/City Human Resources Centre.

12. A fair and prompt appeal procedure.

13. Pay policies and practices respecting:

- new hires
- promotions, transfers, and demotions
- progression through the ranges.

14. Performance appraisal prior to the end of probationary period.

15. Overtime pay policies, employee benefits, automobiles and the gratuities policy should be referred to the HECFI Audit and Finance Committee for review.

IV

OUR APPROACH TO ESTABLISHING FAIR COMPENSATION

Our approach to achieving these results for HECFI involved a number of important steps discussed briefly below.

A. WE EXPLAINED THE STUDY

We met with your Chief Executive Officer and his management team of five directors. We ensured we had a mutual understanding of the study, involvement of staff, and timing expectations.

We then met with most of the employees at a group briefing session. The purpose of this meeting was to explain the study to staff, listen to concerns and answer questions.

We explained to staff the purpose of the study and the methods that we employ. We stressed the importance of accurately completing the Job Fact Sheets for their positions. A sample Job Fact Sheet is contained in Appendix A of this report.

B. WE LEARNED ABOUT YOUR JOBS

We collected and reviewed the Job Fact Sheets completed by your staff members.

In addition, to ensure that we obtained a clear, precise and understandable knowledge base for each position, the consultants interviewed all regular full-time HECFI staff members.

During our interviews we discussed each employee's duties, gathered additional job details, clarified facts and listened to any concerns expressed. With division heads we discussed matters of overall function and organization of each unit to gain a clear understanding of how each job relates.

At the request of the CEO we interviewed several temporary or part-time employees whose positions are being considered for regular full-time status (eg: Banquet Secretary, Head Porter). We also studied job fact sheets for other newly created regular full-time positions. These jobs had only recently been created and approved (McNab Arms positions). Our recommendations respecting these new or potential positions are contained in a separate letter.

C. WE RANKED YOUR POSITIONS ACCORDING TO JOB WORTH

After all fact gathering was completed we employed the Aiken plan job evaluation manual to establish the relative worth of all the jobs. This is a long established evaluation technique.

This job evaluation scheme measures nine factors common to all jobs in varying degrees. Job evaluation and the resulting ranking of jobs ensures internal equity of pay levels within the organization. It stresses the relative worth of duties assigned to each job. At no time during the evaluation process did we consider anything but the value of the job -- personality, efficiency or performance of the incumbents were **not** considered.

The job evaluation results were placed in five preliminary job ladders and reviewed by each of the Division Directors. In addition all five job ladders were reviewed by the CEO. If during these reviews any potential mis-evaluations were identified by HECFI management the job fact sheets and interview notes were restudied to ensure correct ratings.

D. WE SURVEYED SALARIES IN THE JOB MARKET

Internal pay equity as achieved by job evaluation is only one ingredient of an effective pay plan for any organization.

As your instructions to us reveal, you want to be sure that the pay rates prevailing at HECFI are compatible with those found in other reasonably comparable public and private sector, and community organizations as well as being in tune with the City's proposed new scales.

Therefore we examined external pay data from a number of sources. We examined pay data from employers in the Hamilton economic region and from our own Canada-wide engineering/technical and administrative survey for 1986. We also examined pay data on file from many private sector organizations. Among the prominent medium size Hamilton area and Canadian businesses represented in these data are:

Canada Packers
Hoover
Canada Cement
Sangamo
Royal Bank
Genstar
Bonar Packaging
Hamilton Auto Club

National Steel Car
Dover Industries
MacMillan Bloedel
Canada Wire & Cable
Sears Canada
Laidlaw Waste Systems
Canadian General Life Insurance
Union Gas

Specifically on your behalf we conducted a detailed job matching survey amongst a number of external organizations to which we believe HECFI can relate, particularly at its senior and middle management levels. These are employers with whom HECFI competes when hiring staff in the market place.

Amongst the survey participants who manage facilities in the convention and hospitality industry were:

Metro Toronto Convention Centre
Canada's Capital Congress Centre
Stratford Festival Theatre
Calgary Centre for the Performing Arts
Calgary Stampede
Exhibition Place/CNE

Calgary Convention Centre
Winnipeg Convention Centre
Harbourfront Corporation
Pacific National Exhibition
Edmonton Northlands

In the Hamilton area we also contacted directly the following organizations:

McMaster University
City of Hamilton
Canadian Cannery Ltd.
Hamilton Civic Hospitals

Sheraton Hotel
Region of Hamilton Wentworth
The Spectator

We checked the rates governing unionized employees in HECFI and the City so as to be aware of potential compression problems.

Four of the facilities surveyed (Calgary, Metro and Winnipeg Convention Centres plus Roy Thompson Hall), for reasons presumably of competitiveness and confidentiality, declined to supply complete salary data.

Our survey data collection form is included in this report as Appendix B.

Exhibit IV-1 summarizes some of the most significant market pay information developed from our survey and from research material available in our data bank.

E. WE PREPARED A PAY PLAN AND DRAFT REPORT

On the basis of our job rankings and the pay survey data we developed a 1987 salary grid for your consideration.

We recommend that salary grid be adopted and installed effective January 1, 1987.

EXHIBIT IV-1
HECFI Market Pay Data Summary (\$000/yr.)

Position Title	Market Average to closest \$100	Job Rate Range Observations	
		Lowest	Highest
C.E.O.	84.7	70.0	101.7
Director, Hamilton Place	63.6	36.6	75.0
Director, H.C.C.	62.0	39.0	90.0
Director, Copps	62.5	48.6	68.6
Director, Marketing	57.3	45.0	96.0
Director, F & A	56.9	45.7	64.6
Chief Operating Engineer	45.6	38.1	52.9
Events Manager	39.1	35.0	43.9
Security Supervisor	37.0	25.0	56.9
Accounting Supervisor	32.0	27.0	36.9
Sr. Accounting Clerk	26.0	21.7	29.9
Admin. Asst./Sr. Secretary	25.9	21.2	29.1
Executive Chef	*	24.0	65.0
Second Cook	*	16.2	34.8
Ad/PR/Promo Manager	38.5	30.0	43.9
Sales Executive	*	29.0	32.0
Jr. Accounting Clerk	16.7	15.1	20.1
Receptionist	17.0	14.6	19.2

* Data considered unreliable and distorted by gratuity practices and/or incentive schemes.

V

EVALUATING YOUR JOBS

A. OUR EVALUATION METHOD

The SKE&W job evaluation method, which is being utilized by the Canadian Human Rights Commission for "Equal Pay for Work of Equal Value" purposes, compares the relative worth of different jobs. According to a series of nine defined factors in the SKE&W job evaluation manual we measure the relative point value of the job content or duties assigned to each position.

A copy of the SKE&W job evaluation manual will be supplied to your CEO for on-going administration of the plan.

Our method uses the following nine factors:

- ▶ Complexity-judgement.
- ▶ Education.
- ▶ Work experience.
- ▶ Initiative.
- ▶ Results of errors.
- ▶ Contacts.
- ▶ Supervision -- character and scope.
- ▶ Physical demands.
- ▶ Working conditions.

Based on the completed job fact sheets and personal interviews with the incumbents, these factors were interpreted and applied by your consultants to the 67 existing and nine potentially new positions you also asked us to evaluate.

Each factor has a series of defined values and points associated with each level. Factor by factor evaluation of a job's components assigns levels to each job, from which points can be awarded and totalled to produce a numerical ranking of all jobs, from highest to lowest. We evaluate only job content with this method, not efficiency, qualifications or personalities of incumbents.

The base data for these evaluations were the job fact sheets and the interview notes. The job fact sheets were completed by the incumbents, some of whom also supplied job descriptions at the interview stage. Each job fact sheet was reviewed by the incumbent's supervisor. After appropriate discussion with the incumbent, each was signed for acceptance by both the incumbent and the supervisor. Additionally all job fact sheets were reviewed and approved by your CEO.

B. THE JOB LADDER CHART

After evaluating all jobs and totalling the points for each, the jobs were divided into a number of groups and placed on what is called a ladder chart. Positions of approximately the same overall job worth (points) were placed on the same rung of the ladder.

Employing standard and proven job classification techniques as to the appropriate points spreads between each job level (i.e. rung of the ladder), we recommend that a 26 pay grade system be adopted by HECFI.

Grouping jobs into different levels or rungs recognizes significant differences between levels and job worth. Every job is unique in some respects but not every job is so different in overall worth as to require a level of its own. Jobs may be entirely different in nature and scope but still be of equivalent value. (Example: First Cook and Maintenance Supervisor at pay grade 9; Chief Electrician and Sales Manager at pay grade 15).

We believe our recommended ranking provides internal fairness as to the relative merits or job worth of all positions in HECFI as they have evolved since HECFI's founding. We believe they are appropriate to your particular circumstances as well as reasonably reflecting many staff relationships found in comparable organizations. Exhibit V-1 shows our recommended ranking of your existing jobs in ladder chart format.

Exhibit V-1 shows the evaluation point range and point band width for each of the positions. Please note that the point band width expands in incremental stages from 15 points to 35 points as the ladder lengthens. All pay grades from 4-18 inclusive are encumbered. However, in pay grades 19-26, which capture the top and upper-middle level management jobs, the point value differentials were sufficient to justify eight pay grades even though only five of those pay grades are encumbered.

Only existing positions are shown in the ladder chart.

EXHIBIT V-1**HECFI: January 1987 Pay grades and ladder chart**

Grade Level	Evaluation Point Range	Point Band Width	Position Title	Names
26	580-614	35	Chief Executive Officer/ Managing Director	(Conacher)
25	550-579	30		
24	520-549	30	Director - Hamilton Convention Centre Director - Hamilton Place Director - Copps	(Penfold) (Burrows) (Crane)
23	490-519	30		
22	460-489	30	Director - Marketing Director, Finance and Administration	(Bogden) (Leuser)
21	430-459	30		
20	400-429	30	Operations Manager - Hamilton Convention Centre	(Dockman)
19	375-399	25	Comptroller Plant and Buildings Manager Assistant Director - Hamilton Place	(DiFilippo) (Calder) (Ellison)

04/28/87

EXHIBIT V-1
HECFI: January 1987 Pay grades and ladder chart (Cont'd.)

HECFI: JANUARY 1987 PAY GRADES AND LADDER CHART

POINT RANGE	BAND WIDTH	NAME	MARKETING	ADMINISTRATION	TITLE	H.P.T.	COPPS
18	350-374	25 ALAN GIMM			ELEC CHIEF		
17	325-349	25 BRUCE MCCABY			MANUDET MSR		CHIEF OF ENGINEER
17		BOB MCSWATERS					
16	300-324	25 MARY WEBB	ADVERT/PROMO/PR MSR			OPS/F. O. H. MSR	EVENTS MSR
16		JOHN ELDER					
16		JIM ELDER					
15	280-299	20 BILL DOUGLAS					ASST CHIEF OF ENG'R
15		JERRY VANMEWAL					CHIEF ELECTRICIAN
15		MAT DAVISON					MAINT. SUPER OPS ENG'R
15		JOEL HINES	SALES MSR				ASST EVENTS MSR
15		DAVE KELLY					PLANT MAINT SUPER
15		LEO CONSTANTINES					
14	260-279	20 PETER KOPACH			ASST MANUDET MSR		
14		ROBIN LAKING			EVENTS MSR		
14		COLLEEN SPENCER		B. B. MSR			
14		BILL FLEICKER					
14		MARK MORTINAK		ACT'G SUP			
14		LISA ROBINSON					
13	240-259	20 FRITZ ZWALLER			ELEC SQUIS CHIEF		
12	220-239	20 JOE TSAO	SALES ELEC				
12		PAT BENNETT					
12		ARLENE HOLMAN			PURCHASER/RECEIWR		
11	200-219	20 JAMM HILLS					
11		JEAN FARRIS					
11		LESLIE STEWART					
11		GAIL MCCAFFREY					
11		RON FOTHERINGHAM	AD. ASST. / SECY				
11		PATSY MURKIN					
11		BETTY GORDON	SALES ELEC				
11		MARGARET LOM					
11		SAR WATKINS					
11		SAL FARRAUTO					
11		BELORES KATZCRAFT					
11		BRYAN CRIPPS	AD/PROMO/PR CO-ORD				
11		ALLISON HALL	AD/PROMO/PR CO-ORD				
11		LISA SERRICK					
10	180-199	20 ANN RYAN					
10		ARLENE COUCHMAN		SR ACT'G CLK			
10		ARLENE MURPHY		SR ACT'G CLK			
10							EVENTS CO-ORD

EXHIBIT V-1
HECFL: January 1987 Pay grades and ladder chart (Cont'd.)

HECFL: JANUARY 1987 PAY GRADES AND LADDER CHART

POINT BAND LEVEL RANGE WIDTH	NAME	MARKETING *****	ADMINISTRATION *****	TITLE H.C.C. *****	H.P.T. *****	COPIES *****
9 140-179 20	CHRIS PEARSON					
9	MARILYN BOULBY					
9	JIMMY VELIOTIS					
9	SAH MACALUSO					
8 140-159 20	KAREN STANTON					
8	DIANA MUSCA					
8	MARY HUBARTH					
7 120-139 20	KAREN DOMMAN					
7	VACANT					
7	CHERYL BIRTE					
7	JEAN CLAUDE SAVOIE					
6 105-119 15	GLORIA NIELSEN					
6	ANN HODANAC					
6	TERREL MCCAIN					
6	JOSIE BRATIER					
5 90-104 15	LINDA PARLEE					
5	LYNN ZUCKI					
5	BOLLY SIMONS					
4 75-89 15	MARY MURRAY					
3 60-74 15						
2 45-59 15						
1 UP TO 44						

VI

DETERMINING YOUR SALARIES

In developing the salary recommendations, we were mindful to create the same degree of orderliness in the salary ranges as was created in the ladder chart by the application of job evaluation points. In this regard we were careful to consider market rates of pay not only in the Hamilton area, but in the hospitality, facility management industry which for senior jobs has a national market.

We were also aware of compression problems and therefore designed the grid so as to ensure that there were adequate differentials between a supervisory job and immediate subordinate positions. In this regard we note that there is a "one on one" reporting relationship between the Events Manager and Assistant Events Manager at Copps; this accounts for there being only one pay grade differential between these two jobs.

In developing our proposed ranges we did not take into account any present or potential future overtime policies. Also we did not consider your gratuities policy in preparing this report. We note that overtime is an issue with your staff. It was touched on by many incumbents in their job facts interview. Overtime is therefore a matter that should be addressed by your management team and may require some creative thinking along the lines of flexible hours and/or flexible years.

Exhibit VI-1 shows the recommended salary structure for HECFI positions. As explained in the previous chapter it has been established on the basis of our research of current pay trends in the City, greater Hamilton area, and in the facility management industry across Ontario and Canada.

A. RANGE WIDTHS

EXHIBIT VI-1**HECFI: Recommended January 1987 Salary grid in dollars per annum**

Pay Grade	Start Rate	Standard Rate (48 months)
26	72,000	85,000
25	64,500	76,000
24	58,700	69,000
23	54,800	64,500
22	51,000	60,000
21	48,500	57,000
20	45,900	54,000
19	43,400	51,000
* * * * *		
18	41,500	48,900
17	39,700	46,800
16	35,000	41,200
15	32,100	37,800
14	30,000	35,300
13	27,900	32,900
12	25,100	29,500
11	23,300	27,400
10	20,700	24,400
9	19,500	22,900
8	18,500	21,600
7	17,600	20,600
6	16,700	19,600
5	15,800	18,500
4	15,000	17,500
3	14,200	16,600
2	13,300	15,600
1	12,500	14,600

For pay grades 1 -26 we recommend the abandonment of the pre-determined step differentials. This is because:

- ▶ Pre-determined step differentials are generally foreign in the convention/hospitality industry.
- ▶ Increasingly public sector organizations are abandoning pre-determined step differentials for their senior positions.
- ▶ Incentives for superior performance are more readily provided with a flexible salary range for top level jobs.
- ▶ In pay grades 1 -26 we believe that the top rate should be considered the "standard rate". It should be targeted for the incumbent to achieve based on good performance only, after approximately 48 months of employment in the position.
- ▶ In pay grades 1 -26 the start rate is expressed as 85% of the standard rate.

B. SLOTTING EMPLOYEES INTO THE NEW PAY RANGES

Pay grades 1-18

In accordance with your instructions we have not shown in this report any proposed slotting of employees into the new recommended pay ranges. We understand that it is your preference that this exercise be delegated to the CEO and his management team. The resulting total pay program may then be presented to the Board for approval.

We believe that when an organization decides to conduct a pay study it is, in a sense, "turning over a new leaf". Therefore an individual who may, in an old salary system, be earning at the maximum of his/her range should not necessarily be slotted into the new range, after a pay study, at the maximum of the new range.

We recommend standard red circling policies be adopted in HECFI. This means that if an individual's pay is above his/her proposed range maximum it should not be reduced but rather held at its present rate until such time as range adjustments bring the maximum up to his/her pay level. The red circled employee will therefore not receive either economic adjustments or merit pay increases until the red circle is removed.

In pay grades 1-18 there are 10 red circle situations. If economic adjustments in 1988 continue the trend of 4% in 1977, then 7 of the 10 red circles will likely be removed in 1988. The remainder will take more than one year of economic adjustments to remove.

Pay grades 19-25

We recommend the slotting of incumbents into the new ranges 19-26 be based on job performance, and to a lesser extent seniority. **We recommend** this be done by the CEO for all 9 subordinate positions. For the 4 jobs that are not directly reporting to him **we recommend** the slotting be done with the assistance of input from each incumbent's supervisor. The CEO's recommendations should then be presented to the Board for consideration and approval.

Two of the nine jobs (Director - Hamilton Place and Operations Manager HCC) will be red circled.

Pay grade 26

We recommend the slotting of the CEO should be responsibility of the Board in assessing his performance. We note that the pay range recommended for the position has as its maximum \$85,000. This figure is \$1,800 less than the maximum of the range prevailing for the CAO of the City of Hamilton.

The average standard rate for reasonably comparable CEO positions at the Stratford Festival, Edmonton Northlands, Canada's Capital Congress Centre, PNE, Exhibition Place/CNE, Calgary Performing Arts Centre, and Toronto Harbourfront is \$84,700.

We also note that CEO salaries are well guarded and sensitive for many employers. We know the market is competitive for people with good skills; salaries can be volatile in response to this. At the CEO level there are many qualitative factors that bear on an individual's market value. Because of these qualitative factors you may have to pay more than the range maximum to retain a particularly competent person. In general, **we recommend** you be flexible regarding salary arrangements, maintain confidentiality, and accept the reality of negotiations.

C. OTHER CONSIDERATIONS RELATING TO ACTUAL PAY RATE DETERMINATION

You may wish to recognize seniority or to reflect your perception of individual employee performance when slotting employees into the new ranges.

We note that employees who are slotted into their new ranges at less than step five will have a longer range for career growth.

Although immediate classification pay increases may be modest, we believe that modesty is compensated for by growth potential.

EXHIBIT VI-2

LEVEL	NAME	TITLE	41,500	46,000	41,200	37,000	35,300	32,900	27,500	27,000	27,000	20,700
18	PAUL KIM	EXEC CHIEF										
17	BRUCE MCGRATH	MANAGER NSR										
17	BOB MCGRATH	CHIEF OF ENGINEER										
16	MARY MCGO	ASST/PROG/PR NSR										
16	JIM ELDER	EVENTS NSR										
16	JIM ELDER	OPS/IF, O.N. NSR										
15	BILL MORGAN	ASST CHIEF OF ENG'D										
15	JERRY VANDERVAAL	CHIEF ELECTRICIAN										
15	MAT MATHISON	SALES NSR										
15	JOEL HINES	MAINT. SUPVR OPS ENG'D										
15	DAVE KELLY	ASST EVENTS NSR										
15	LEO CONSTANTINIDES	PLANT MAINT SUPVR										
14	PETER KOPACH	ASST MANAGER NSR										
14	ROBIN LAKING	EVENTS NSR										
14	COLLEEN SPENCER	O.B. NSR										
14	BILL FLETCHER	SECUR & CLEANING SUPVR										
14	MARY MARTINAK	PREVENT MAINT SUPVR										
14	LISA ROBINSON	ACCTG NSR										
13	FRITZ ZWALLER	EXEC SOUS CHIEF										
12	JIM TSANG	SALES EXEC										
12	PAT MCNEIL	ELEC. SECY										
12	ANNE MCNEIL	PURCHASER/RECEIVR										
11	JOHN BILLS	A.D. ASST/SECY										
11	JENN FARRIS	AD. ASST/SECY										
11	LESLIE STEWART	AD. ASST/SECY										
11	GAIL MCCAFFREY	AD. ASST. / SECY										
11	BOB FOTHERINGHAM	FINANCE OFFICER										
11	PAISY MORGAN	SALES EXEC										
11	BETTY GOODARD	AD. ASST/SECY										
11	MARGARET LEM	HEAD CASHIER										
11	SAM MATHIAS	HEAD MAINTENR										
11	SAL FARMAN	SALES EXEC										
11	BELORES HATCHCRAFT	HEAD MAINT. CPTN.										
11	BRYAN CRIPPS	AD/PROG/PR ED-2000										
11	ALLISON WALL	AD/PROG/PR ED-2000										
11	LISA SCHWARTZ	CHIEF STEWARD										
10	AMIE HYND	SP ACCTG NSR CLK										
10	ANITA TUCKERMAN	SP ACCTG NSR CLK										
10	ANNE MURPHY	EVENTS CO-ORD										

EXHIBIT VI-2

LEVEL 0000	NAME 0000	TITLE 0000		REMARKS RECEIVED DIFFERENTIAL SALARY 0 1 00000000000000000000
9	CURTIS PEARSON	O.B. SUP HP	19,500	22,900
9	MARTIN THOMAS	O.B. SUP CUPPS		
9	JIMMY VALLIANTIS	FIRST COOK		
9	SAF MICALLEO	MAINT. MAN		
8	KAREN STANTON	ADMIN. ACCT. CLK	18,500	21,400
8	DIONA RUCCA	SECTY		
8	MARY HANNAH	SECTY		
7	KAREN DOMAN	SALES SECTY	17,400	20,400
7	CAROL MCALE	EXHIBITS SECTY		
7	JEAN CLAUDE SAVOIE	SECURITY COORD		
7	VACANT	REPAIRS COORDINATION		
6	GLORIA NIELSEN	O.B. CLK CUPPS	16,700	19,400
6	ANN HERRING	O.B. CLK HP		
6	ISABEL MCELIN	JO ACCTING CLK		
6	JOSIE BRADIER	JO ACCTING CLK		
5	LINDA PABLEE	RECEPTIONIST	15,000	18,500
5	LARRY JONES	RECEPTIONIST / TYPIST		
5	DOLLY STOKES	RECEPTIONIST		
4	MARY HANNAH	MAILING LIST CLK	15,000	17,500
3			10,200	16,400
2			13,300	15,400
1			12,500	14,400

VII

PAY ADMINISTRATION

A. MAINTAINING THE PAY PLAN

Ongoing administration of your pay plan is an important activity within the total personnel function. Decisions about pay should be made on the basis of a formalized system. We have recommended one to you.

If decisions are not made on the basis of a formalized and structured system, ad hoc decisions may be hard to justify. Internal inequities may creep into your pay structure thereby generating employee criticism and/or resentment.

At present personnel administration for HECFI rests with the Region/City Human Resources Centre. **We recommend** the sound maintenance of the new pay plan and believe that it should be administered by HECFI using the resources of the Region/City Human Resources Centre.

HECFI management should remain closely involved with management of the new system. This is because:

- ▶ HECFI has a different job evaluation plan than the City/Region.
- ▶ Your salary schedules will differ from the City/Region.
- ▶ Many of your jobs are significantly different from those at the City/Region.

To assist in the sound maintenance of the pay plan we will supply your CEO with:

- ▶ The SKE&W job evaluation manual.
- ▶ Completed job fact sheets on your staff.
- ▶ Record of the factor by factor job evaluations.

Our firm is also available to you for assistance at any time in evaluating new or changed job responsibilities.

B. NEW OR CHANGED POSITIONS

When a new job is created or the duties of an established position are changed, a new job description or job fact sheet should be prepared. Then the position can be evaluated or re-evaluated using the SKE&W job evaluation manual.

Existing positions and their point ratings should be used as reference points or benchmarks against which to determine the relative evaluation and ranking in the ladder of pay grades. This helps to ensure consistency.

When an employee claims that his/her position has changed or evolved sufficiently as to justify re-evaluation, he/she should be required to complete a new job fact sheet and detail where the changes have occurred. If the new job fact sheet and/or job description is approved by the incumbent's immediate supervisor, it may accurately be evaluated using the SKE&W manual. In the absence of major changes in duties (eg: a new responsibility) no employee should be entitled to seek re-evaluation of his/her job.

C. APPEAL PROCEDURE

Although we took great pains in the briefing stages of this project to explain to employees the process to be followed and the fair evaluation method employed it is possible that certain employees will feel that their position has been under evaluated. This is not unusual and occurs whenever an employer, like HECFI, "turns over a new leaf" in its pay administration practices.

Although we are convinced that the evaluation points awarded is fair and accurate it is only reasonable to permit employees who feel they have been misevaluated to appeal.

We recommend that, for no more than one month after the new pay plan has been adopted, employees should be entitled to apply in writing to the CEO for a re-evaluation. Such application for re-evaluation should specify the grounds for appeal and any supporting testimony.

The number of appeals may very well be lessened if a comprehensive communication program were installed to let employees know the results of the study. A group briefing session may be appropriate.

D. PAY PRACTICES RECOMMENDATIONS

1. New employees

In general, new employees should start at the minimum rate for the pay grade in which that position is evaluated. If the new employee has sufficient prior experience in a similar position or special skills which will be of immediate benefit to HECFI without an on-the-job learning period you could consider appointing the individual above step one (or the start rate) of the job. If this is done it is recommended that you keep in mind the importance of still giving the new employees scope to grow in the job. Therefore it might be prudent to adopt the

policy of not permitting any appointment to be made at a rate higher than, say, step three or, in the case of a grades 19-26, 90% of standard rate.

2. Transfers, promotions and demotions

When an employee is permanently transferred or promoted to a position in a higher pay grade, the new rate of pay should provide for an increase of at least 5% (i.e. the step in the higher grade level that is at least 5% higher than the employees pre-promotion rate).

If an employee is permanently demoted or transferred to a position in a lower pay grade, he/she should continue to receive the current salary unless there is a compelling reason why not. In effect the individual remains "red circled" with no increases allowed until general increases to the ranges bring the salary within the revised range of the lower pay grade.

If an employee is temporarily transferred to a position in another level, he/she should retain the current pay. If the acting employment is in a higher pay grade and longer than one months duration, he/she would be paid on the same formula as described in the above paragraph for a permanent promotion. Temporary or acting employment should generally not exceed six months.

E. RECOMMENDED PROGRESSION THROUGH THE RANGE

Pay grades 1 -26

These ranges do not have pre-determined incremental steps. Instead they are expressed as start rates and standard rates only. The basic principle of pay progression in these grades is that it be based primarily on performance and not related to time in the position. However, **we recommend** that a well performing individual should be able to advance to standard rate in 48 months.

Forty-eight months may be considered a "target". You should recognize that exceptional people will be able to attain target sooner and others may take longer.

F. PERFORMANCE APPRAISAL TIMING

We recommend senior management (pay grades 19-26) performance appraisals occur in May or June annually. This way any advancement through the range based on merit will be distinguished from both the January economic adjustment and the employee's anniversary date. Having all the senior management appraisals occur on one date (May or June) will enable a greater consistency to be achieved.

Just as the creation of this pay plan has rested on two principles (i.e. internal equity/job evaluation and external equity/market survey) so also are the two elements to performance appraisal i.e.:

- ▶ Performance against a given standard of expectations.
- ▶ Any one persons performance in comparison to that of his/her peers.

Regardless of what timing is adopted for the performance appraisal exercise, all employees should progress through the range for the position to the standard salary range. However, there is no guarantee that they will reach the standard rate except for consistent competent performance. Also, if an individual is at or near the maximum now (1987) this does not always have to be the case.

If there are major weaknesses in performance, and these are well documented, an increase through the range should be withheld.

G. PAY INCREASES: CHANGES TO THE SALARY SCHEDULE

We recommend you continue your practice that salary schedule economic adjustments occur effective January 1 annually. The salary grid shown in Exhibit VI-1 should therefore be considered for adjustment as of January 1, 1988.

Once a per cent figure has been adopted it should be applied consistently.

Two factors should always be considered when determining the percentage amount of any general increase:

- ▶ Minimize compression between the highest paid unionized employee and supervisory personnel.
- ▶ Adjust only the ranges to be responsive to changing market conditions -
- do not change a position's evaluation ranking (job evaluation points) to justify a pay increase for the job. This will disrupt your internal equity.

VIII

PERFORMANCE APPRAISAL

A. CONCEPT

Good job evaluation and pay administration will give you a systematic framework for ranking jobs, setting pay levels and maintaining sound pay practices. Our recommendations in the preceding chapters should accomplish these results.

We recommend you use a performance appraisal system to assess employee achievements. Employees like to know where they stand and how they are doing. Performance appraisal also serves valuable management functions:

- ▶ It provides a rational basis for controlling employee progression through the pay ranges.
- ▶ It sets and helps integrate objectives with subordinates for the overall HECFI corporate plan.
- ▶ It facilitates two way communication between the supervisor and employee for a performance "contract." Hence the employee and manager know where they both stand.

We recommend that before the end of an employee's probationary period (new or promoted employee), he/she should have his/her performance reviewed and if satisfactory a pay adjustment approved to recognize the progress achieved.

We recommend that all employees should have their performance reviewed at least once each year (anniversary date for pay grades 1-18, May or June for pay grades 19-26). Each supervisor should discuss details of a performance rating with his/her subordinates. As part of the process, performance objectives can be established for the coming year and communicated with each incumbent. This helps give direction and a sense of leadership to staff.

Each division director should review all performance appraisal documents in his/her division to ensure consistency of application and to maintain awareness of departmental activities.

The CEO should review all performance appraisal documents for those in pay grades 19-25.

All performance appraisals should be in writing and maintained in each employees personnel file.

B. THE PRACTICE

The factors that go into the appraisal of any individual's performance depends on the "culture" of each organization.

To distinguish HECFI from a City department it may be appropriate to employ a different performance appraisal form than is presently in place with the City. Each organization is different and puts different emphasis on different factors of performance.

Similarly, the weighting given to any one appraisal factor can differ from job to job.

Amongst the assessment factors found in many performance appraisals systems, the following stand out as being used frequently:

- ▶ Job knowledge.
- ▶ Quality of Work.
- ▶ Quantity of work.
- ▶ Business generation (new sales).
- ▶ Public relations skills.
- ▶ Budget adherence.
- ▶ Skills and motivating staff.
- ▶ Team work ability.
- ▶ Accuracy and timeliness.
- ▶ Report writing skills.
- ▶ Responsibility for staff development and training.
- ▶ Attitude.
- ▶ Contributions to work improvements.
- ▶ Creativity and innovation.
- ▶ Self development (i.e. new learning).

C. PERFORMANCE APPRAISAL AND OBJECTIVE SETTING

The performance appraisal exercise is an opportunity for supervisor and subordinate to establish performance standards and objectives for the forthcoming year. Since most of your objectives are established through the business plan and budget process, individual performance expectations can be set in relation to them. This optimizes the opportunity of integrating each individual's performance objectives into HECFI's overall objectives.

Ensure that the expectations are reasonable and stated in brief specific and measurable form.

Since the performance appraisal document is a planning as well as an evaluation tool, you should note any factors or variables which may hinder performance and adjust your expectations based on the changing conditions.

D. CEO PERFORMANCE APPRAISAL

We recommend that performance appraisals be conducted annually respecting the Managing Director/CEO position. Appraisals should be conducted by the Chairman of the Board and Chairpersons of the HECFI Board Committees acting jointly. Each appraisal exercise should include the establishment of performance objectives for the forthcoming year against which the incumbent can be measured at year end. The findings of the evaluators should be communicated to the Board confidentially.

* * * *

We are at your disposal to assist in any way possible with any appeal procedure adopted, or with a new performance appraisal system tailor-made to HECFI requirements.

IX

RELATED CONSIDERATIONS

A. OVERTIME

Throughout our interviews and at the job fact sheet stage of the study many employees (mostly at the middle and lower levels) emphasized the overtime demands of their positions.

While some of their reports may well have been exaggerated, we suspect that there may very well be more than just a grain of truth in what they said. Reports of constant sixty-hour weeks should cause concern to any progressive employer, particularly one operating in a heavily unionized public environment and in a community where employee safety is an everyday talking point.

Given the huge variables involved and the potential unreliability of information we did not take long hours of work into consideration in our evaluations. This was so because some employees may be compensated in cash and others in variable, flexible, but unreported, working hour arrangements.

The "up and down" and "ebb and flow" nature of the business, in the three operating divisions particularly, should give reasonable opportunity for creative solutions to be found to the overtime problem.

Given the inevitable comparisons that employees make to City of Hamilton practices, it is not a problem that should be ignored.

In our interviews we heard many complaints about the extent of overtime. We accept and understand them. However, in most public service organizations, overtime is a necessary way of life for executives and managers. They must know and accept that at the outset. HECFI cannot provide an exception.

However, for positions at middle and lower levels (eg: first level supervisor) you should be concerned if overtime is unreasonable. **We recommend** your overtime pay policy be referred to the HECFI Audit and Finance Committee for review.

B. AUTOMOBILES

We note that two members of your senior staff (CEO and Director Hamilton Place) have an automobile supplied by the Corporation. This fact played no part in our evaluation or recommendation of pay ranges.

In our view the continuation of the automobile amenity to the Chief Executive Officer is justified in the context of distancing HECFI from the City.

Equally however, we note the continuation of the amenity to the Director at Hamilton Place could be interpreted as special treatment for him in comparison to other directors on the management team. **We recommend** the policy regarding automobiles be referred to the Audit and Finance Committee for review.

C. EMPLOYEE BENEFITS

Most of the employers surveyed provide a range of benefits essentially identical to those available at HECFI. Although the cost sharing varied slightly we found no major cause for concern. We understand the Audit and Finance Committee is currently planning a review of employee benefits.

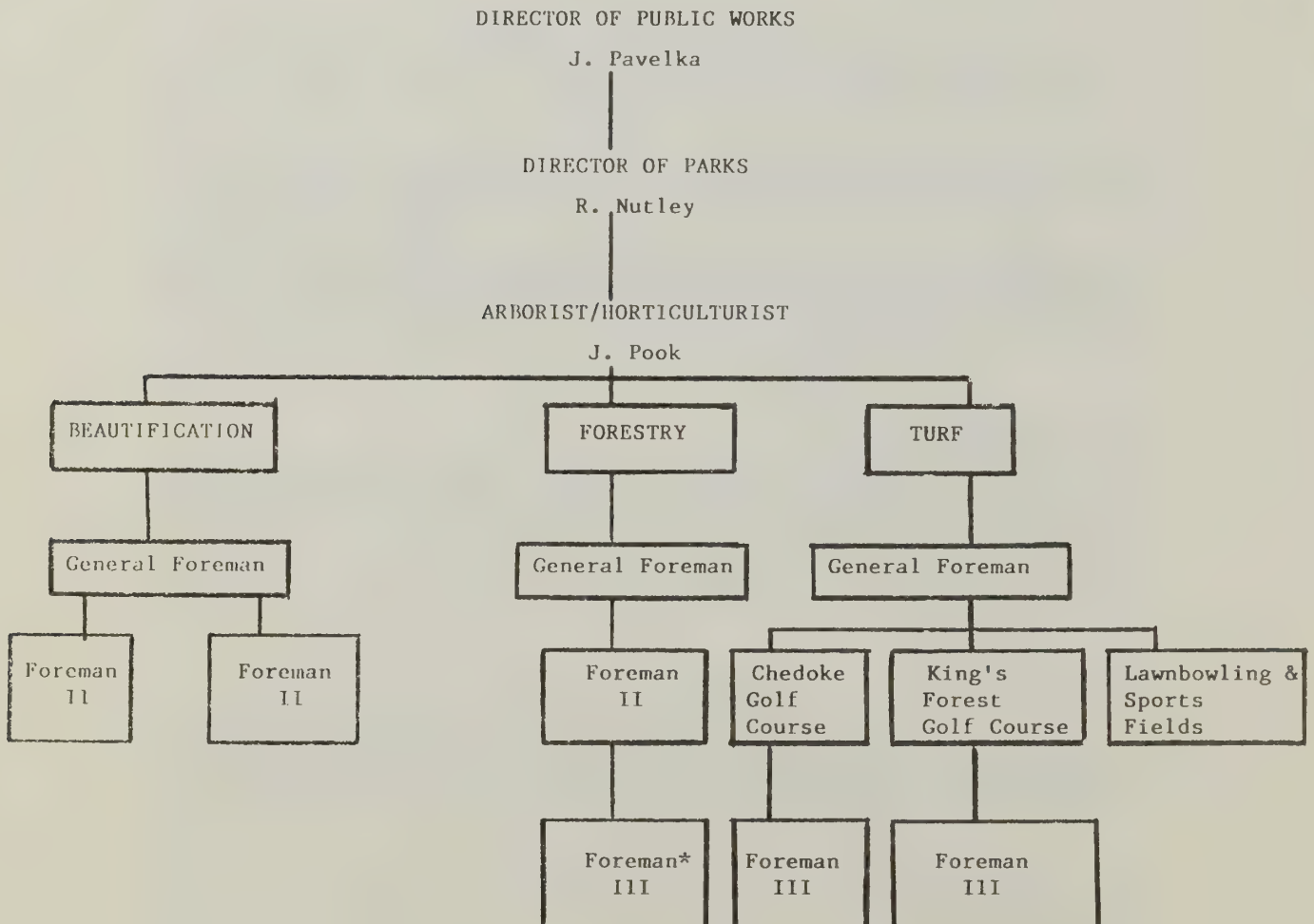
D. GRATUITIES

In the hospitality industry employer policies respecting gratuities vary tremendously. In some organizations, like Hamilton Entertainment and Convention Facilities Inc., they are blended into basic salary rates. In other facilities they are distributed to employees based on varying formulae. In those places base salary rates are substantially lower than at HECFI.

We recommend the current policy be referred to the Audit and Finance Committee for review.

- Proposed Organization - Summer (April 1 to November 15)

04/28/87



Total Labour Force of 109 Staff

* Forestry Foreman III Acts as a Float
Among - Beautification, Forestry and Turf as Required

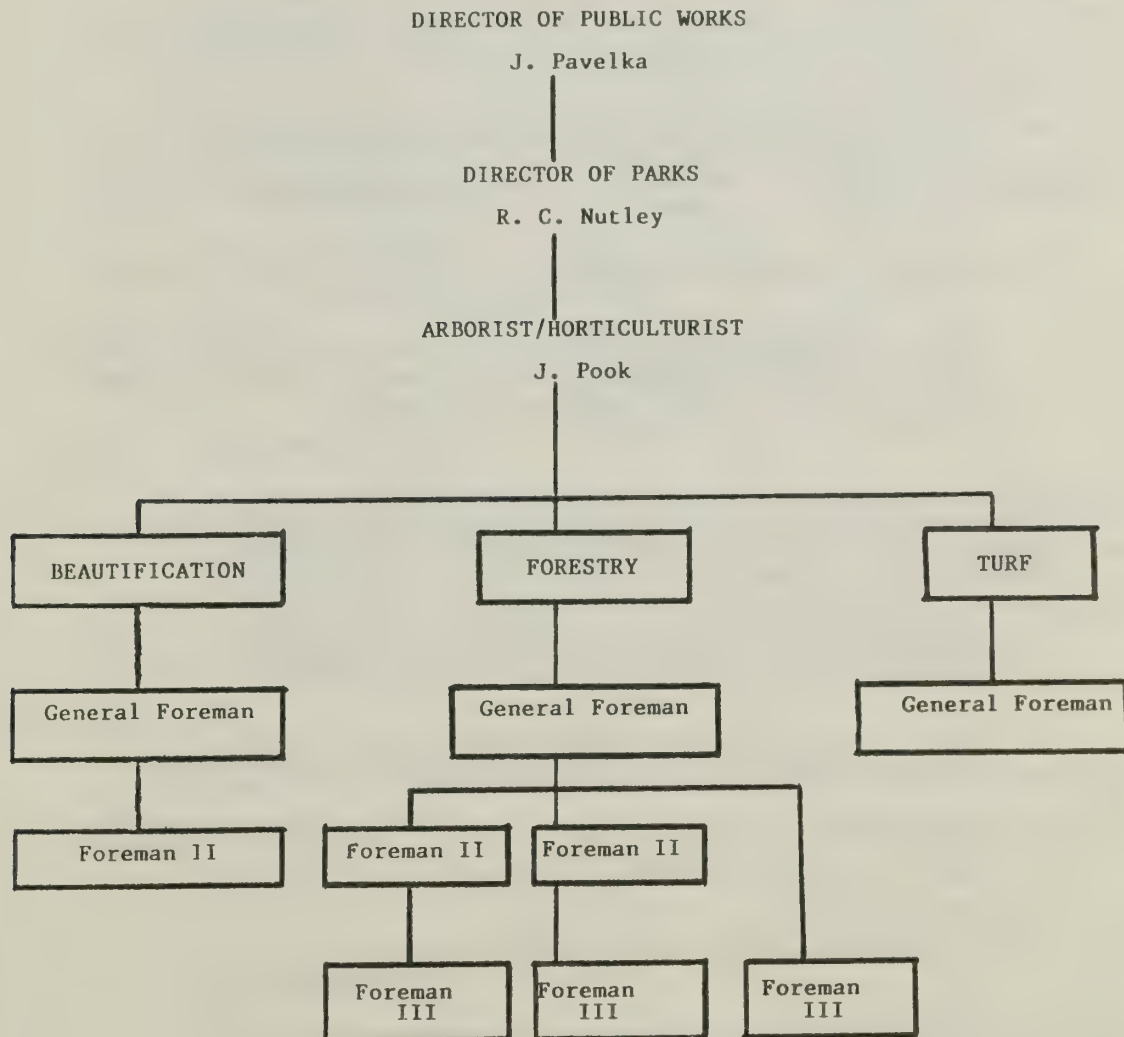
04/28/87

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Parks Division

Arborist/Horticulturist Section

- Proposed Organization - Winter (November 15 - April 1)



Total Labour Force of 109 Staff

REPORT OF THE PARKS AND RECREATION COMMITTEE

To the Corporation of the City of Hamilton.

Members of Council:

The Parks and Recreation Committee presents its Eighth Report for 1987 and respectfully recommends:

1. (a) That approval be given for the purchase and installation of traditional playground equipment for Highview Park at a cost of up to \$5 000 in accordance with the policy approved by City Council on 1986 May 13 and amended on 1986 October 28.

- (b) That the Executive Committee be requested to recommend the method of financing.

THE EXECUTIVE COMMITTEE RECOMMENDS THAT THE COST OF UP TO \$5 000 FOR THIS PURCHASE AND INSTALLATION BE FINANCED FROM THE "RESERVE FOR ACQUISITION OF LANDS UNDER THE PLANNING ACT", ACCOUNT NO. 0280-11. CARRIED.

2. That in respect of the property which has been expropriated for park purposes, the City Clerk be authorized and directed pursuant to The Expropriations Act to:

- (a) sign and serve Notices pursuant to Section 40 of The Expropriations Act that possession of this property is required by the City;
- (b) sign and serve Offers of Compensation pursuant to Section 25 of The Expropriations Act for the expropriated land as follows:

1 Beck Street

OFFER OF COMPENSATION

Former "registered	Edward Teufel	
Owners" (Section 1	The Spouse of	\$126 000
(1)(k) Expropriations	Edward Teufel	
Act.	Custom Auto Body Limited.	

EXPLANATORY NOTE:

Pursuant to The Expropriations Act, R.S.O. 1980, and Sections 193 and 208 of The Municipal Act, R.S.O. 1980, the expropriation of this property was authorized by Council on 1986 November 11, when it passed Expropriation By-law No. 86-307, to expropriate the property for park purposes. Pursuant to the Expropriation By-law, an Expropriation Plan was registered on title to the property on 1987 January 21, as Instrument No. 394856 C.D. to place ownership in the City.

3. That in respect of the property which has been expropriated for park purposes, the City Clerk be authorized and directed pursuant to The Expropriations Act to:
- (a) sign and serve Notices pursuant to Section 40 of The Expropriations Act that possession of this property is required by the City;
 - (b) sign and serve Offers of Compensation pursuant to Section 25 of The Expropriations Act for the expropriated lands as follows:

174 Belview AvenueOFFER OF COMPENSATION

Former "Registered	Arthur T. Cook	
Owners" (Section 1	The Spouse of Arthur	\$27 000
(1) (k) Expropriations	T. Cook	
Act)	Thomas Frances Buckley	
	The Spouse of Thomas	
	Frances Buckley	

EXPLANATORY NOTE:

Pursuant to The Expropriations Act, R.S.O. 1980, and Sections 193 and 208 of The Municipal Act, R.S.O. 1980, the expropriation of this property was authorized by Council on 1986 November 11, when it passed Expropriation By-law No. 86-306, to expropriate the property for park purposes. Pursuant to the Expropriation By-law, an expropriation plan was registered on 1987 January 21, as Instrument No. 394856 C.D. to place ownership in the City.

4. That approval be given for a "Friends of the Parks" Programme and so that the programme may be developed and implemented:
- (a) That staff of the Public Works Department, Parks Division and the Culture and Recreation Department implement and oversee the programme.
 - (b) That the proposed "Friends of the Parks" brochure be approved. (See APPENDIX "A").
 - (c) That staff prepare and present a professionally prepared brochure, including printing costs for the Committee's consideration.
 - (d) That staff pursue available grants and funding for this programme through the provincial government and other potential funding sources.

04/28/87

5. That the City Solicitor be authorized to prepare the necessary agreement releasing the present owner of all conditions contained in deed 355345 CD. regarding Part 1, Plan 62R-7951 located to the rear of 332 Lake Avenue North as all conditions pertaining to the site have been met.
6. That an Option to Purchase (Easement) through City lands at Barton Community Park by the Region be approved and the Mayor and City Clerk be authorized to execute the agreement in a form satisfactory to the City Solicitor.

Note: For the information of the members of City Council, this easement comprising a total area of 3,497.8 m² (approximately 37,651 square feet) and described as Part 1 and Part 9 on Regional Engineering Plan RC-H-271 is required by the Region for the purpose of constructing the Red Hill Creek Trunk Sewer (North Branch). The completion of the transaction at the purchase price of \$21 607 is scheduled to close on or before 1987 July 28.

7. That an Option to Purchase a parcel of land in Barton Community Park by the Region be approved and the Mayor and City Clerk be authorized to execute the agreement in a form satisfactory to the City Solicitor.

Note: For the information of the members of City Council, the City owned land comprising an area of 130.0 m² (approximately 1,399 square feet) and described as Part 2 on Regional Engineering Plan RC-H-271 is required by the Region in connection with the proposed construction of Red Hill Trunk Sewer (North Branch). The completion of the transaction at the purchase price of \$1 606 is scheduled to close on or before 1987 July 28.

8. That a purchase order be issued to Copeland Marketing and Communications, Hamilton in the amount of \$17 500 to provide Public Relations and Advertising Programme for special events during 1987, in accordance with specifications issued by the Director of Purchasing and Vendor's proposal.

Note: For the information of the members of City Council, this was the lowest of two(2) proposals received. Funds provided in Public Relations Account #0367-0254.

- * 9. (a) That Hamilton Wentworth Creative Arts, Hamilton be awarded the contract for Summer Concerts for 1987 in accordance with the proposal issued by the Director of Purchasing and Vendor's proposal for a total not to exceed \$16 000 for Gage Park and \$8 500 for Cockpit Theatre.
- (b) That approval be given to Hamilton Wentworth Creative Arts to allow the various performers to sell their promotional items such as T-Shirts, Tapes, Albums, Caps, etc.
- (c) That the list of performers for both locations be acceptable to the Parks and Recreation Committee.
- (d) That any promotional programs initiated by Hamilton Wentworth Creative Arts be acceptable to the Director of Culture and Recreation and do not conflict with the City of Hamilton's policies and the concessionaires operating in the locations.
- (e) That an agreement satisfactory to the City Solicitor be entered into between the City and the successful bidder.

Note: For the information of the members of City Council, this was the only proposal received. Funding available: \$16 000 in Summer Concerts Account #0367-0261 and \$9 700 in Theatre Performances Account #0369-0259.

10. (a) That a change in hours of operation of the Swimming Program in Recreation Centres be authorized to provide 6 centres to open Saturday evenings and 6 centres to be open Sunday evenings, between the hours of 6:00 p.m. - 8:30 p.m.
- (b) That this schedule be initiated during the summer season of 1987 commencing the week-end of July 4th, as follows:

<u>Saturday</u>	<u>Sunday</u>
Sir Wilfred Laurier	Sir Winston Churchill
Norman Pinky Lewis	Bennetto
Scott Park	Central Memorial
Dalewood	Ryerson
Westmount	Sir Allan MacNab
Huntington	Hill Park

Note: For the information of the members of City Council, there are presently 12 Recreation Centres open Saturday evenings and 2 Centres, Hill Park and Central Memorial are open Sunday evenings, until approximately 7:30 p.m.

*PROPOSED AMENDMENT LOST

The proposed schedule establishes "Teaming" neighbourhood centres, and will provide more week-end recreational activities on a neighbourhood basis with no increase in operational expenses.

A larger number of clients could be accommodated at the open Recreation Centres, based on the City-Wide Membership Fee.

For the further information of the members of City Council, the Parks and Recreation Committee has requested staff to review the hours of operation of the pools and gymnasiums during holiday weekends and the summer months when schools are closed to make these facilities more accessible.

11. That By-Law No. 86-320 approved by Council on 1986 September 30, to establish an Elderly Person's Centre at the Ottawa Street Y be amended to include a paragraph which provides that the cost of the operation of this Centre will be paid by the City upon approval of the annual budget estimates for the operation of same.

Note: For the information of the members of City Council, the Ministry of Community and Social Services has requested this addition, in processing approval of the Centre under the Elderly Person's Centres Act.

12. That the application by the Hamilton Folk Arts Heritage Council to host "Your Festival" in Gage Park from Saturday, 1987 June 27 to Wednesday, 1987 July 1 inclusive, between the hours of 12:00 noon and 11:00 p.m. be approved subject to the following terms and conditions:

- (a) That \$1 000 000 Comprehensive General Liability Insurance for Property Damage and Bodily Injury, naming the City as co-insured be provided.
- (b) That the location of various booths and activities within the park be subject to the approval of the Parks Division in order to reduce damage and high maintenance costs.
- (c) That the organizer assume "actual labour charges" associated with the event as reported by the Parks Division subsequent to Parks Division representatives meeting with the organizer.
- (d) That discussions take place with the Hamilton-Wentworth Regional Police regarding police supervision and traffic control, all associated costs to be the responsibility of the organizer, and that the Director of Culture and Recreation and the Hamilton-Wentworth Regional Police receive a schedule of entertainers one (1) month prior to the festival in order that requirements for police security be assessed.

- (e) That the bandshell fee rental of \$35 per day be applicable.
 - (f) That the organizers arrange for public announcements throughout the event advising the general public that animals are prohibited in the park.
 - (g) That any electrician engaged by the applicant to provide additional power sources must be approved by the City.
 - (h) That the Parks and Recreation Advisory Committee be requested to review and approve the list of performers and types of music.
 - (i) That a detailed accounting of revenues and expenditures satisfactory to the City Treasurer be submitted to the Parks and Recreation Committee following the event.
 - (j) That the Parks and Recreation Advisory Committee oversee the operation of this event.
13. That the application by Hamilton-Wentworth Creative Arts to host the 12th Annual Festival of Friends be approved subject to terms and conditions as outlined:
- Gore Park - August 6 - 6:00 pm. to 10:00 p.m., Opening Ceremonies
Gage Park - August 7-8-9/87 - Festival 12:00 noon to 11:00 p.m.
(inclusive)
- (a) That \$1 000 000 Comprehensive General Liability Insurance for Property Damage and Bodily Injury naming the City as insured be provided.
 - (b) That the location of various booths and activities within the park be subject to the approval of the Parks Division in order to reduce damage and high maintenance costs.
 - (c) That discussions take place with the Hamilton-Wentworth Regional Police regarding police supervision and traffic control, all associated costs to be the responsibility of the organizer, and that the Director of Culture and Recreation and the Hamilton-Wentworth Regional Police received a schedule of entertainers one (1) month prior to the festival in order that requirements for police security be assessed.
 - (d) That the bandshell rental fee of \$35 per day be applicable.
 - (e) That the organizer assume "actual labour charges" associated with the event as reported by the Parks Division subsequent to Parks Division representatives meeting with the organizer.
 - (f) That the organizers arrange for public announcements throughout the event advising the general public that animals are prohibited in the park.

- (g) That any electrician engaged by the applicant to provide additional power sources must be approved by the City.
 - (h) That the Parks and Recreation Advisory Committee be requested to review and approve the list of performers and types of music.
 - (i) That a detailed accounting of revenues and expenditures satisfactory to the City Treasurer be submitted to the Parks and Recreation Committee following the event.
 - (j) That the Parks and Recreation Advisory Committee oversee the operation of this event.
14. (a) That the request by the Tiger Cat Football Club, for the City to pay the costs of providing 16 additional lockers (8 in the Exercise Room and 8 in the Coaches Locker Room) be approved at a total estimated cost of \$2 686.
- (b) That the cost be financed from Account Number 0408-C-3625 (Rehabilitation of North/South Stands at Ivor Wynne Stadium - Phase II).
- *15. (a) That the Director of Real Estate be authorized and directed to negotiate with the owners of the Hamilton Foundry site in Stipeley Neighbourhood with a view to purchasing the land for parks and recreation purposes.
- (b) That the Executive Committee be requested to recommend the method of financing.

Note: For the information of the members of City Council, there is a shortage of parkland and playgrounds specifically in the area north of Barton and east of Sherman and generally in surrounding area.

The area north of Barton in the Stipeley Neighbourhood, along with Crown Point West Neighbourhood is included in the City's next proposed improvement area (under the PRIDE Program). A decision from the Province on funding is expected next month.

The Hamilton Foundry Site (about 3/4 acre) has recently come on the market for an asking price of \$275 000.

16. That approval be given of the action taken by the Director of Culture and Recreation in authorizing the Mount Hamilton United Church the use of Sam Lawrence Park to host an Easter Sunday Service, 1987 April 19, commencing at 7:15 a.m. for approximately one (1) hour.

17. That the Eastwood Minor Hockey Association be given approval as required under Parks By-law 77-221 to have barbeques at Eastwood Park, May 4 and 5 between 6:00-8:00 p.m. in the area of the arena, for the purpose of providing food and refreshments for the participants in their program.

18. That a grant application be made to the Ministry of Tourism and Recreation for 50% funding towards the purchase of two sets of Megg Nets, for use at the Mountain and Lawfield Arenas.

Note: For the information of the members of City Council, funds were provided for in the 1986 estimates to purchase two sets of "Magnetic Pegs" at a cost of \$1 000 for use at the above Arenas, but delivery was delayed pending confirmation of the above grant.

With the approval of the grant application, the sum of \$500 can be transferred within the 1987 budget allocation and both pegs and nets can be purchased.

19. That the application by Drum Corp. International to host their 9th Annual Drum and Bugle Competition in Ivor Wynne Stadium on Saturday, 1987 July 25 be approved subject to terms and conditions specified by the Director of Culture and Recreation in accordance with Schedule B of the Operational Regulations for use of Ivor Wynne Stadium.

That the rental rate be: \$2 577.75 Flat Fee
 35.00 Rental Fee - Green Room
 \$2 612.75

*Plus actual labour charges incurred by the applicant for work carried out by Civic staff over and above that which is normally undertaken.

20. That in accordance with the recommendation of the Hamilton Historical Board, staff be authorized to enter into discussions with staff of the Region to explore the feasibility of transferring the responsibility for the Museum of Steam and Technology to the City of Hamilton, and further, to recommend the appropriate method of achieving such a transfer.
21. City Council in adopting Section 12 of the Twenty-Sixth Report of the Parks and Recreation Committee on 1986 November 11, directed that the use of herbicide 2,4-D to control weeds in the City parks be discontinued until such time as the Parks and Recreation Committee investigated and made a determination as to its continued use.

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The Parks and Recreation Committee has investigated herbicide 2,4-D in consultation with the Ministry of the Environment and just received a News Release dated 1987 April 16 from the Ministry of the Environment (See APPENDIX "B" attached), which states that there is insufficient evidence to conclude that 2,4-D is a carcinogen or that existing uses of 2,4-D in Ontario pose a significant human health risk and, therefore, new products containing the herbicide 2,4-D will be allowed in Ontario.

The Parks and Recreation Committee recommends that the City of Hamilton renew its park spraying program using the herbicide 2,4-D to control weeds with the following guidelines being observed:

- (a) That notices be posted 48 hours in advance in the park to be sprayed.
 - (b) That schools and residents adjacent to the park to be sprayed be notified.
 - (c) That any park be removed from the list of parks to be sprayed if so requested by area residents.
22. Members of City Council are advised that the following have been appointed to the Hamilton Historical Board:
- Ms. Linda Marshall
Mr. David Cuming
Ms. Carolyn Gray
Mr. Stewart Leslie
23. That the Chairman, Vice-Chairman and two other members of the Parks and Recreation Committee be authorized to attend the Canadian Parks and Recreation Association Conference to be held from 1987 August 7-11, in St. John's, Newfoundland.
24. That the Chairman or his designate be authorized to attend the Ontario Parks Association Annual Conference to be held from 1987 July 22-25, in the City of Ottawa.

- *25. That an Offer to Purchase the property south of 120 Hillview Avenue executed by Gerard and Eileen Kinsella on 1987 March 27 and scheduled for closing on 1987 June 12 be approved and completed. The purchase price of \$3 400.00 is to be credited to 0280-11 (Lands conveyed to the City for Public Purposes). A deposit in the amount of \$340.00 in the form of a Money Order is being held by the City Treasurer pending approval of this transaction.

NOTE: The subject property contains 318.42 m² (3,427.55 square feet) is shown as Part 1 on Plan 62R-7591, together with a right-of-way over Part 2 for ingress and egress to the subject parcel and 120 Hillview Avenue.

- **26. That the present policy to assist, by way of grants, approved Community Councils and Volunteer Sports Organizations who are registered with the Department of Culture and Recreation, and operate an approved program or programs as agents of the Department, in obtaining liability insurance, be continued.

Respectfully submitted,

ALDERMAN T. MURRAY, CHAIRMAN
PARKS AND RECREATION COMMITTEE

S. G. Hollowell, Acting Secretary
1987 April 21

*SECTION 25 ADDED DURING COUNCIL AND REFERRED TO THE
PARKS AND RECREATION COMMITTEE
**SECTION 26 ADDED DURING COUNCIL

04/28/87

"THE FRIENDS OF THE PARKS"

A PROGRAMME FOR GIFT
GIVING AND COMMUNITY INVOLVEMENT
IN YOUR PARKS

THE CORPORATION OF
THE CITY OF HAMILTON

71 MAIN STREET WEST
HAMILTON, ONTARIO
L8N 3T4

1987 APRIL

"FRIENDS OF THE PARKS"

The Parks and Recreation Committee is pleased to present the "Friends of the Parks" programme; a special opportunity for all to help make Hamilton a more attractive and pleasant place in which to live.

Without a doubt, Hamilton enjoys an excellent range of leisure opportunities in our Parks, Recreational and Cultural Facilities; through the "Friends of the Parks" programme all can share in making Hamilton even better.

How you become a "Friend of the Parks" is up to you. Perhaps you'd like:

- to participate in the planning of a new or existing park and playground development
- assist with a special event
- help to organize a neighbourhood playground committee, or
- donate items, funds or land for parks and recreational use. The possibilities are boundless

04/28/87

YOUR GIFT RETURNS THE FAVOUR

While the primary reason for giving will be to contribute to our community, there are other benefits, particularly for individuals and organizations who choose to make Financial Contributions. Not only may the value of your gift be claimed as a deduction for tax purposes, (to the extent allowed by law) but for every gift to the City, regardless of size, you will receive appropriate recognition and personal satisfaction.

Recognition may include an Engraved Donor Plaque, an Officially Signed Certificate or a Public News Media Announcement.

Confidentiality will also be respected should that be the wish of the donor.

If you are able to donate your time and talents or have a special project that interests you, let us know; we'll put your interests or skills to work effectively and your project in motion.

Should you be able to participate through a financial donation, you may wish to contribute to a specific item. Have a look through our gift guide for some suggestions.

LIVING GIVING

It is estimated that the average person in Canada spends approximately 40 years of their life working to accumulate wealth and property. As the saying goes - "You can't take it with you." How will you pass it on?

You have the right to determine how your possessions are to be distributed among your loved ones, friends and among those institutions which contribute to the value of life. You can do so through a will, and also through living giving - giving before you die.

By making a will, you can transfer ownership of property to a loved one, church, hospital, charitable institution or to the care of your city - at the time of your death. With proper planning, certain transfers can advantageously be made before then - during your lifetime. This is living giving.

GIFT GUIDE

Items listed are suggestions for your consideration. You may want to contribute to a specific item or contribute with others towards a larger item. In some cases the City will match your contribution.

Tropical Plant (Greenhouse)	\$	50 +
Dressing Room Blackboard	\$	75 +
Park Bench	\$	200 +
Pic Nic Table	\$	350 +
Ground Maintenance Equipment	\$	500 +
Flower Beds (Annuals)	\$	500 +
Rose Garden (50 Roses)	\$	500 +

Coming Events Board	\$ 500 +
Scoreboards (Manual)	\$ 500 +
Hanging Basket	\$ 500 +
Tree with Plaque	\$ 550 +
Outdoor Bleachers	\$ 1,500 +
Drinking Fountain	\$ 1,500 +
Baseball Backstop	\$ 2,000 +
Lighting (Pathway, walkway, security)	\$ 2,000 +
Bocce Court	\$ 3,500 +
Pic Nic Shelters	\$ 3,500 +
Sport Field Tarp	\$ 4,000 +
Scoreboard (Electric)	\$ 10,000 +
Softball Diamond (Incl. Backstop)	\$ 15,000 +
Washroom Facility	\$ 50,000 +
Major Sport Field Lighting	\$ 80,000 +

If you do not find a gift that is of interest to your staff from the Public Works Department - Parks Division will be pleased to discuss other items or ideas you may have.

CAPITAL PROJECTS

The City of Hamilton maintains a five year Capital Budget for major projects. Projects in excess of \$50,000 are included in this category. Community and Neighbourhood Park and Recreational Development, the Waterfront Park Development, and The New Crystal Palace make up part of that budget. Contributions of any size may be made to any Capital Project. In many cases, Provincial Government Grants are available to assist in the funding of these projects.

Detailed information can be made available upon request.

WON'T YOU BECOME A
"FRIEND OF THE PARKS"

No matter how you choose to participate in or contribute to the "Friends of the Parks" programme, the generosity of your involvement

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will provide a great deal of satisfaction to you, the giver and to your community and city.

Call the Development Co-ordinator - Parks Division at 526-3980 to express your interest in participating or to provide your comments.

THANK YOU!



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APPENDIX "B" as referred to
Section 21 of the Eighth Report
of the Parks and Recreation
Committee

04/28/87

newsrelease / communiqué

Ministry
of the
Environment

Ministère
de
l'Environnement

April 16, 1987

FOR FURTHER INFORMATION:

Doug Mewett, (416) 323-5112
Hazardous Contaminants Branch

John Onderdonk, (416) 323-5099
Hazardous Contaminants Branch

John Steele, (416) 323-4337
Communications Branch

PROVINCE LIFTS MORATORIUM ON HERBICIDE 2,4-D

New products containing the herbicide 2,4-D will be allowed in Ontario, Environment Minister Jim Bradley announced today.

The minister removed the moratorium on the introduction and use of new products containing the herbicide 2,4-Dichlorophenoxyacetic acid (2,4-D) after a detailed review of toxicological information by a panel of international experts.

The five-member panel, chaired by Dr. Ian Munro, Director of the Canadian Centre for Toxicology, found that there is insufficient evidence to conclude that 2,4-D is a carcinogen or that existing uses of 2,4-D in Ontario pose a significant human health risk.

The report was reviewed for the Ontario Pesticide Advisory Committee (OPAC) by Dr. John Doull, of the Department of Pharmacology, Toxicology and Therapeutics, University of Kansas.

Based on the conclusions of the expert panel, OPAC advised the Minister that "no changes be made to current provincial regulatory requirements governing the use of 2,4-D at this time." OPAC also advised the Minister to lift the ban on new 2,4-D products.

OPAC is an autonomous advisory committee that reviews information on federally registered pesticides prior to their classification in Ontario. The committee reports directly to the Minister of the Environment.

The Minister has requested that OPAC and the pesticide industry develop a program to reduce 2,4-D exposure of users. Formal conditions for use are being reviewed, as well as an education program aimed at minimizing overall exposure of home users and commercial and agricultural applicators.

Several U.S. studies released in 1986 suggested that 2,4-D may be a cancer-causing substance. Some toxicology studies reviewed by the federal government last year implicated 2,4-D as a potentially carcinogenic chemical. On October 31, 1986, Mr. Bradley placed a moratorium on new products containing 2,4-D until a review of this and other data could be made.

The panel of international experts, including toxicologists from the United States and Canada, an epidemiologist, a statistician and a cancer specialist, reviewed all current studies, including the U.S. National Cancer Institute and the State of Kansas epidemiological studies, and a study completed by an industry task force.

Panel members include: Professor Robert Squire, Johns Hopkins University School of Medicine; Professor Marion Anders, Department of Pharmacology, University of Rochester; Dr. Kenneth Crump, Executive Vice President and Director of Clement Associates, Ruston, Los Angeles; and Professor Anthony Miller, Director, Epidemiology Unit, National Cancer Institute of Canada.

Some 280 products containing 2,4-D are classified for use in Ontario. The chemical is used by farmers on various crops, by commercial applicators along hydro, railroad, oil and gas rights-of-way, and by homeowners on lawns.

Copies of the report are available on request.

REPORT OF THE PLANNING AND DEVELOPMENT COMMITTEE

To the Corporation of the City of Hamilton.

Members of Council:

The Planning and Development Committee presents its Eighth Report for 1987 and respectfully recommends:

- *1. (a) That approval be given to City Initiative 87-A, requesting a change in zoning from "AA" (Agricultural) District to "R-4" (Small Lot Single-Family Detached Dwellings) District, modified to permit the development of the subject lands with those lands to the north for townhouses or small lot single family detached dwellings for the property located on the west side of Upper Wentworth street, in the area north of Pescara Avenue, as shown on the attached map marked as "APPENDIX A", on the following basis:
 - i) That the lands be rezoned from "AA" (Agricultural) District to "R-4" (Small Lot Single Family Detached Dwellings) District;
 - ii) That the "R-4" (Small Lot Single Family Detached Dwellings) District regulations as contained in Section 9A of Zoning By-law No. 6593 applicable to the subject lands be modified to include the following variance as a special requirement:
 - a) Notwithstanding Section 9A (1) (a) of By-law No 6593, townhouses subject to the "RT-10" District provisions of Section 10D shall be permitted;
 - iii) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S- , and that the subject lands on Zoning District Map E-18B be notated S- ;
 - iv) That the City Solicitor be directed to prepare a by-law to amend Zoning By-law No. 6593 and Zoning District Map E-18B;
 - v) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.
- (b) That Site Plan Control By-law 79-275 be amended by adding the subject lands and those lands to the north, as shown on the attached map marked as APPENDIX "B", to Schedule "A" for townhouse development only.

*RECORDED VOTE, SEE PAGE 820

NOTE:

The purpose of this By-law is to provide for a change in zoning from "AA" (Agricultural) District to "R-4" (Small Lot Single Family Detached Dwellings) District, modified, for the property located on the west side of Upper Wentworth Street, in the area north of Pescara Avenue, as shown on the attached map marked as APPENDIX "A".

The effect of this By-law is to permit the development of the subject lands with those lands to the north for townhouses or single-family detached dwellings.

2. That approval be given to Zoning Application 87-17, Salvatore and Teresa Leuzzi, owners, requesting a change in zoning from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District to establish uniform zoning across the lands thereby allowing the construction of a single-family dwelling fronting on Parkwood Crescent, for the property located at No. 629 Limeridge Road East, as shown on the attached map marked as APPENDIX "C", on the following basis:

- i) That the subject lands be rezoned from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District;
- ii) That the City Solicitor be directed to prepare a By-law to amend Zoning By-Law No. 6593 and Zoning District Map 27A;
- iii) The proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.

NOTE:

The purpose of this By-Law is to provide for a change in zoning from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District for the rear portion of the lands at No. 629 Limeridge Road East.

The effect of the By-law is to establish uniform zoning across the lands, thereby allowing the construction of a single-family dwelling fronting on Parkwood Crescent.

3. (a) That approval be given to Zoning Application ZA-87-16, Victoria Adomako, owner, requesting a change in zoning from "D" (Urban Protected Residential - One and Two Family dwellings, etc.) District and "G-3" (Public Parking Lots) District to "H" (Community Shopping and Commercial, etc.) District for property located at 17 Dundurn Street East, shown as Blocks 1, 2 and 3 on the attached plan marked as APPENDIX "D" on the following basis:

- i) That the lands shown as Block "1" be rezoned from "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) District to "H" (Community Shopping and Commercial, etc.) District;
 - ii) That the lands shown as Block "2" be rezoned from "G-3" (Public Parking Lots) District to "H" (Community Shopping and Commercial, etc.) District.
 - iii) That the "H" (Community Shopping and Commercial, etc.) District regulations applicable to Blocks "1", "2" ; and to Block "3" as amended by By-laws 76-22 and 77-13 be further modified by replacing Section 2.2 of By-law 76-22 with the following:
 - 2.2 (a) That notwithstanding Section 14(3) (iii) (b) of By-law No. 6593, a minimum rear yard depth of 4.5 m shall be required.
 - 2.2 (b) That notwithstanding Section 14 of the By-law 6593, a front yard containing a planting strip having a minimum width of 1.5 m (5.0 ft.) shall be provided and maintained at the front of the property adjacent to the road allowance of Dundurn Street South, except for that portion that is required for driveway access purposes.
 - iv) That the amending By-law be added to Section 19B of the Zoning By-law No. 6593 or Schedule S- , and that the subject lands or Zoning District Map W-12 be notated S-;
 - v) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map W-12;
 - vi) That the Strathcona Neighbourhood Plan be amended by redesignating the subject lands from "Commercial" to "Commercial and Apartments".
 - vii) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.
- (b) That By-law No. 79-275 establishing Site Plan Control be amended by adding Blocks "1", "2" and "3" to Schedule "A", as shown on the attached map marked as APPENDIX "D".

NOTE:

The purpose of the proposed By-law is to provide for a change in zoning from "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) District and "G-3" (Public Parking Lots) District to "H" (Community Shopping and Commercial, etc.) District for property located at 17 Dundurn Street South shown as Block "1", "2" and "3". In addition, the proposed By-law will introduce further modifications to the "H" (Community Shopping and Commercial, etc.) District zoning applicable to Block "3" as shown on the attached APPENDIX "D".

The effect of the By-law is to permit the construction of a two-storey, mixed commercial and residential building. The commercial portion of the proposed building is intended for medical offices.

In addition, the By-law provides for the following variances:

- i) to permit a minimum rear yard depth of 4.5 m (14.76 ft.) whereas a minimum rear yard of 7.5 m (24.61 ft.) is required; and,
- ii) to require a front yard planting strip with a minimum width of 1.5 m (5.0 ft.).

4. (a) That approval be given to Zoning Application 87-18, Mr. Vishwas Vasantrao Bagal, owner, requesting a modification to the "C" (Urban Protected Residential, etc.) District to permit a residential care facility containing 10 residents, for the property located at No. 12 Lotus Avenue, as shown on the attached map marked as APPENDIX "E", on the following basis:

- i) That the "C" (Urban Protected Residential, etc.) District provisions contained in Section 9 of Zoning By-law No. 6593 applicable to the subject lands, be modified to include the following variance as a special requirement:
 - a) That notwithstanding Section 9.(1) (ii)(b), a residential care facility for the accommodation of not more than 10 residents shall be permitted.
- ii) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S- , and that the subject lands on Zoning District Map W-9 be notated S-
- iii) That the City Solicitor be directed to prepare a By-law to amend zoning By-law No. 6593 and Zoning District Map W-9;
- iv) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.

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- (b) That By-law No. 79-275 establishing Site Plan Control be amended by adding the subject lands to Schedule "A".
- (c) That the amending By-law permitting a maximum of 10 residents not be forwarded for City Council approval until such time as a Site Plan is approved for the proposed extension by the Planning and Development Committee.

NOTE: The purpose of this By-law is to provide for a modification to the "C" (Urban Protected Residential, etc.) District for the property located at No. 12 Lotus Avenue, as shown on the attached map marked as APPENDIX "E".

The effect of this By-law is to permit a residential care facility containing 10 residents instead of the legally permitted 6.

- *5. That approval be given to City Initiative 87-B to amend Zoning By-law 6593 by grandfathering the "D" (Urban Protected Residential - One and Two Family Dwelling, etc.) District on the following basis:

- i) That all lands which are currently zoned "D" (Urban Protected Residential - One and Two Family Dwelling, etc.) District retain townhousing as a permitted use; and
- ii) That all new lands to be zoned "D" following Council approval of City Initiative 87-B, will not contain townhousing as a permitted use.
- iii) That the City Solicitor be directed to prepare a By-law to amend the Zoning By-law No. 6593; and
- iv) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.

NOTE: The purpose of the proposed amendment is to delete future townhouse dwellings as a permitted use from Section 10 of the Zoning By-law.

The effect of the proposed By-law is to prohibit new townhouse dwellings in the "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) District. However, the proposed By-law will allow the permitted use of townhousing on lands currently zoned "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) at the date of the passing of the By-law.

*SECTION 5 REPLACED WITH THE FOLLOWING:

- 5. (a) That approval be given to City Initiative 87-B on the following basis:
 - i) That the title of the "D" District Section 10, By-law 6593, be amended to read as follows:
Section Ten "D" District (Urban Protected Residential - One and Two Family Dwellings, Townhouses, etc.)
 - ii) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law 6593 and that
 - iii) The proposed change in zoning is in conformity with the Official Plan for the Hamilton-Wentworth Planning Area.
- (b) That the present "D" zoning remain in place for those lands which are currently zoned "D" and that townhouses remain as a permitted use.
- (c) That a new zoning district, identified as an, "R-2" District (Urban Protected Residential - One and Two-Family Dwellings), be created which will not contain townhouses as a permitted use, but will retain all other features of the current "D" District.
- (d) That the new "R-2" District will be the new zoning applied to all lands which are designed for one and two family dwellings in the neighbourhood plans with regard to future development applications.

6. That approval be given to Zoning Application 87-19, Sandra Kondo, owner, requesting a change in zoning from "E-3" (High Density Multiple Dwellings) District to "E-1" (Multiple Dwellings, Lodges, Clubs, etc.) District, to permit the conversion of a single family dwelling to an office for a property management consultant, for the property located at No. 116 Catharine Street South, shown on the attached map marked as APPENDIX "F" on the following basis:
- i) That the subject lands be rezoned from "E-3" (High Density Multiple Dwellings) District to "E-1" (Multiple Dwellings, Lodges, Clubs, etc.) District;
 - ii) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-5;
 - iii) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.
 - iv) That a redesignation from "High Density Apartments" to "Commercial and Apartments (Conservation)" in the Corktown Neighbourhood Plan is required to permit the proposal.

NOTE:

The purpose of this By-law is to provide for a change in zoning from "E-3" (High Density Multiple Dwellings) District to "E-1" (Multiple Dwellings, Lodges, Clubs, etc.) District for the property located at 116 Catharine Street South, shown on the attached map marked as APPENDIX "F".

The effect of this By-law is to permit the conversion of a single family dwelling to an office for a property management consultant which is permitted under the "E-1" zoning.

7. That approval be given to an amended Zoning Application 86-97, McNally Brothers (1965) Limited, owner, requesting a change in zoning from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District, for lands on the east side of Upper Sherman Avenue in the area north of Stone Church Road East, as shown on the attached plan marked as APPENDIX "G" on the following basis:
- i) That the lands shown as Block "1" be rezoned from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District;
 - ii) That the City Solicitor be directed to prepare a by-law to amend Zoning By-law No. 6593 and Zoning District Maps E-38B and E-38C;
 - iii) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area;

- iv) That the Randall Neighbourhood Plan be amended by redesignating the northerly part of Block 1 from "Attached Housing" to "Single and Double" residential use. In addition, changes are required to the approved road pattern.

NOTE:

The purpose of the By-law is to provide for the following change in zoning for property located on the east side of Upper Sherman Avenue in the area north of Stone Church Road East, as shown on the attached plan marked as APPENDIX "G" on the following basis:

Block "1" change from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District;

The effect of the By-law is to permit development of the lands through a draft plan of subdivision for single-family dwellings (Block "1").

For the information of the members of City Council, rezoning applications for Block 2 and 3 were tabled by the Planning and Development Committee to allow for discussion between all parties concerned on the future use of these lands.

8. That Zoning Application 86-113, 381069 Ontario Ltd., Nicolo Pepe, owner, requesting a change in zoning from "C" (Urban Protected Residential, etc.) District to "H" (Community Shopping and Commercial, etc.) District, and a modification to the "H" (Community Shopping and Commercial, etc.) District regulations, for property at No. 828 Fennell Avenue East, as shown on the attached map marked as APPENDIX "H" be denied for the following reason:

- i) it is inappropriate development for the area.

9. (a) That approval be given for application SA-86-26, McNally Brothers (1965) Limited, owners, to establish a draft plan of subdivision on the east side of Upper Sherman Avenue north of Stone Church Road, subject to the following conditions:

- i) That approval apply to the revised plan prepared by William L. Sears and Associates Limited, dated 1987 February 9, further revised to show; the street widening as Block 135, three 0.3 m reserves as Blocks 136, 137 and 138 and a walkway Block 139 between Lot 24 and Block 134.
- ii) That the owner acquire sufficient land to establish Street "B" at the south-easterly corner of the plan to its full required width.

- iii) That the road allowances and widening for Upper Sherman Avenue be dedicated as public highway on the final plan.
 - iv) That the streets be named to the satisfaction of the City of Hamilton and the Regional Municipality of Hamilton-Wentworth.
 - v) That the proposed subdivision conform with the Zoning By-law approved under The Planning Act.
 - vi) That the owner make a cash payment in lieu of the conveyance of 5% of the land included in the plan to the City of Hamilton for park purposes.
 - vii) That such easements as may be required for utility or drainage purposes be granted to the appropriate authority.
 - viii) That the owner provide the City of Hamilton with a certified list showing the net area and width of each location the final plan.
 - ix) That the dead-ends and open side of the road allowance created by the plan be terminated in 0.3 m reserves to be conveyed to the City of Hamilton and held by the City until required for the future extension of the road allowances or development of abutting lands.
 - x) That Block 134 be developed only in conjunction with abutting lands.
 - xi) That Lots 128 to 131 inclusive be developed with vehicle turn arounds within the lot limits in order that vehicles can enter the roadway in a forward manner.
 - xii) That the owner agree in writing to satisfy all the requirements, financial and otherwise, of the City of Hamilton.
- (b) That a subdivision agreement be entered into by the Corporation of the City of Hamilton and the owner to provide for compliance with the conditions of approval established by the Hamilton-Wentworth Region with respect to this application (SA-86-26), McNally Brothers (1965) Limited, owners, proposed draft plan of subdivision and that the City execute the agreement when the said conditions have been met and the City's share of the cost of installing municipal services has been approved by City Council.

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10. That the Regional Municipality of Hamilton-Wentworth be requested to approve Bill No. D-59 removing part-lot control from the northerly 7.925 m of lots 3 to 7 inclusive, Registered Plan No. 1059, Stone Church Survey.

NOTE:

For the information of the members of City Council, Bill No. D-59 is being presented to City Council for approval as Section 24 of this Eighth Report of the Planning and Development Committee.

11. That the application for the renovation and repair of 118 Wentworth Street South be approved.

NOTE:

The proposal involves the conversion of a building with five residential rental units into a second level lodging home, to provide 20 to 24 spaces for older residents requiring 24 hour supervision.

12. That an Offer to Purchase the lands of The Corporation of the City of Hamilton located on Rymal Road East duly executed on 1987 April 3 by the Purchaser, Tuite Construction Ltd., and scheduled for closing on 1987 June 2 be approved and completed.

NOTE:

The purchase price is \$45 500. A deposit cheque in the amount of \$4 550 is being held by the City Treasurer pending Council approval.

The property is composed of a parcel of land located on the southern limit of Rymal Road East having a frontage of 40.310 meters (132.25 feet) by a depth of 91.440 metres (300 feet) and containing an area of 3,685 m² (.910 acres).

This transaction includes special building covenants, agreements and restrictions which are set out on the pages attached hereto and marked APPENDIX "I".

13. That the date for completion of the approved development of Block 101 (land bounded by York, Bay, Napier and Caroline Streets) by 601210 Ontario Inc. be extended from 1987 April 30 to 1987 September 30.

NOTE:

Under the terms of an Agreement of Purchase and Sale of the City's property generally described as Block 101 which was approved by Council on 1985 February 26, and closed on 1986 October 30, the purchaser undertook to complete his development by 1987 April 30.

The developer though well advanced with the project has experienced delays from time to time not unusual to the construction industry, and has requested an extension of five (5) months to complete the works.

Mr. Krasic, who represents 601210 Ontario Inc. has been entirely responsible and straight forward in all respects regarding this project and it is whole heartedly recommended that Council provide him with the security of this extension.

14. That the date for completion of the City's sale of vacant lands on the northerly limits of York Boulevard between Magill Street and Crooks Street to Karl Vander Schaaf, be extended from 1987 April 30 to 1987 May 27.

NOTE:

The zoning amendment required was passed by Council on 1987 March 31, pursuant to By-law No. 6593. Whereas there is a 35 day appeal period to said By-law, closing cannot take place on 1987 April 30 as schedule — hence the recommendation for an extension to 1987 May 27.

The Purchaser is in accord with this proposal.

15. (a) That an Offer to Purchase the lands of The Corporation of the City of Hamilton located at 26-36 Keefer Court duly executed on 1987 April 6 by the Purchasers, Jim Pattison Industries Ltd. operating as Mountain City News and scheduled for closing on 1987 September 24, be approved and completed.

NOTE:

The purchase price is \$136 950. A deposit cheque in the amount of \$11 600 is being held by the City Treasurer pending Council approval.

It is understood and agreed that the Vendor, upon completion of this transaction will pay a 5% real estate commission to Chambers & Company Limited, whose agent, Mr. Bruce Law acted in this matter.

The property is composed of a parcel of land located on the southern limit of Keefer Court having a frontage of 129.228 metres (423.976 feet) by a depth of 92.310 metres/74.303 metres (302.854 feet/243.776 feet) and containing an area of .7390 m² (1.826 acres).

- (b) This Agreement shall be null and void and of no effect unless the Purchaser has been able to satisfy itself prior to the closing date herein that:
- i) soil and topographical tests are satisfactory for the construction of a warehouse/distribution building of the Purchaser's design;
 - ii) the property qualifies for the site plan approval and a building permit, on conditions satisfactory to the Purchaser for construction of a warehouse/distribution building of the Purchaser's design;
 - iii) all zoning and other governmental regulations will permit the operations of the said warehouse/distribution centre;
 - iv) that the Vendor has, on or before the 30th day of 1987 April, released the Purchaser from the Purchaser's previous Offer to Purchase lands on Keefer Court;
 - v) the Purchaser has satisfied itself that there are no easements, rights-of-way, or restrictions affecting the lands which would in the Purchaser's opinion adversely affect its ability to utilize the lands for its purpose;
 - vi) the Purchaser's Board of Directors has met and approved this purchase.

NOTE:

Should the above conditions not be satisfied or waived this transaction shall be at an end and the deposit forthwith returned to the Purchaser without deduction. The above conditions are for the benefit of the Purchaser and may be waived by it at any time.

This transaction includes special building covenants, agreements and restrictions which are set out on the pages attached hereto and marked as APPENDIX "J"

- (c) That Item 19 of the Sixth Report of the Planning and Development Committee as adopted by City Council on 1987 March 31, be rescinded.

NOTE:

The approval of Item (b) above replaces the above mentioned purchase agreement dated 1987 February 26.

In adopting Item 19 of the Sixth Report of the Planning and Development Committee, City Council on 1987 March 31 approved the sale of Part 10, 62R-6188 and Parts 15 and 16, 62R-6188 being 36-42 Keefer Court to Jim Pattison Industries Ltd.

Subsequently, Part 11, 62R-6188 being 26 Keefer Court became available as the Purchasers D. Blanchard and G. Stapleton wish to terminate the purchase agreement with the City due to a loss of a proposed tenant. This sale was conditional upon the Purchasers finding a suitable tenant to their satisfaction.

Mr. Bruce Law, agent for Jim Pattison Industries Ltd., was advised that Part 11 was available. His client, as it turns out, was having difficulty in fitting their proposed building on 36-42 Keefer Court and expressed a desire to terminate the original transaction and purchase Part 10, 62R-6188 along with Part 11 in order to accommodate their building.

As reported previously, Mountain City News plans to build a 15 000 square foot or better warehouse building which will employ thirty-seven (37) people.

16. That approval be given to a new Site Plan Control By-law under The Planning Act, 1983, updating and replacing Site Plan Control By-law No. 83-65 enacted under The Planning Act, R.S.O. 1980.

NOTE:

By-law No. 83-65 was enacted under the previous Planning Act, R.S.O. 1980, Ch. 379.

The same provisions found in the 1980 Planning Act respecting site plan control have been transferred to The Planning Act, 1983, but some of the provisions have been renumbered.

The proposed by-law does not substantially change what was previously found in By-law No. 83-65, but only makes reference to The Planning Act, 1983, and the revised numbering. It has also revised several words in Section 4 of By-law No. 83-65 by changing "make recommendations to the owner for the bringing of", to "to require the owner to bring". The effect of the change is to authorize the Building Commissioner to require the owner to comply instead of recommending to the owner that he comply, as was the case under By-law No. 83-65.

17. That the Building Commissioner be authorized to issue demolition permits for the demolition of residential buildings as outlined below.
- i) 42 Tragina South
 - ii) 1339 Upper Wellington
18. (a) That a grant and repayable loan in the amount of five thousand dollars (\$5 000) be approved for Mr. Robert Kreismanis, 148 Duke Street, for the adaptation of his home for his mother's handicap.
- (b) That subject to approval, the Lien be registered on Title indicating that a forgiveable grant in the amount of two thousand five hundred dollars (\$2 500) be earned over a five (5) year period, and the balance of two thousand five hundred dollars (\$2 500) be repaid to the Corporation of the City of Hamilton at the time of the sale of the property. The interest rate on the repayable portion will be zero percent.
19. (a) That a grant and repayable loan in the amount of five thousand dollars (\$5 000) be approved for Mr. & Mrs. Tarcisio Micallef, 86 Lister Ave., for the adaptation of their home for Mrs. Micallef's handicap.
- (b) That subject to approval, the Lien be registered on Title indicating that a forgiveable grant in the amount of two thousand five hundred dollars (\$2 500) be earned over a five (5) year period, and the balance of two thousand five hundred dollars (\$2 500) be repaid to the Corporation of the City of Hamilton at the time of the sale of the property. The interest rate on the repayable portion will be zero percent.
20. (a) That By-law #86-73 appointing the Downtown Promenade Business Improvement Area Board of Management be amended to delete the following names:
- | | |
|------------|----------------------------|
| P. Roberts | Continental Bank of Canada |
| T. Olver | Guaranty Trust Company |
- And, add the following:
- | | |
|----------|------------------------|
| B. Hanna | Guaranty Trust Company |
|----------|------------------------|
- (b) That the City Solicitor be authorized and directed to amend By-law #86-73 pursuant to (a) above.

21. That the following nine (9) O.H.R.P. applications and one (1) H.A.R.P. application be approved, authorizing the Department of Community Development to process grants/loans in the amount not to exceed \$7 500. The actual amount of grant or loan to be determined by inspection of the property under the Property Standards By-law 74-74 and pursuant to Regulation 506 (R.R.O. 1980) under The Housing Development Act for the Ontario Home Renewal Programme (O.H.R.P.) and pursuant to By-law 78-113 for the Hamilton Rehabilitation Programme (H.A.R.P.)

(a) Ontario Home Renewal Programme

- i) V. Makarewicz
298 East 36th Street
- ii) M. Cohen
53 Paradise Road North
- iii) P. Kawulka
316 East 43rd Street
- iv) J. O'Keefe
182 Belmont Avenue
- v) A. Lozecki
68 Winchester Blvd.
- vi) R. Bewley
808 Tenth Avenue
- vii) H. Moore
45 Fernwood Crescent
- viii) A. Foster
14 Sinclair Court
- ix) K. Graham
558 Beach Blvd.

(b) Hamilton Rehabilitation Programme

- i) J. Start
67 Lilacside Drive

22. (a) That, Regional Council be requested to approve as the best location for the proposed Tourism and Community Information Centre, the new building at the north-east corner of King and Catharine Streets. Public washrooms accessible to the handicapped, are to be incorporated into the building. This Information Centre to also include Hamilton Street Railway ticket sales and bus driver rest area, as referenced in the attached leasing information provided by Lounsbury Realty Limited, Realtor, marked as APPENDIX "K".

- (b) That, Regional Council be requested to give the Economic Development Department and the Hamilton Street Railway the authority to proceed with lease negotiations and co-ordination of renovations on unit #1 of the proposed site.
- (c) That, the Regional Municipality of Hamilton-Wentworth be requested to approach the Downtown Promenade Business Improvement Area to sub-lease space for their main office in this location.

NOTE:

The Tourism and Community Information Centre is a Regional initiative being investigated by the Economic Development Department. In order to facilitate the finding of a location for the Centre, various City and Regional staff have been working together under the jurisdiction of the Planning and Development Committee via the Downtown Action Plan Co-ordinating Committee.

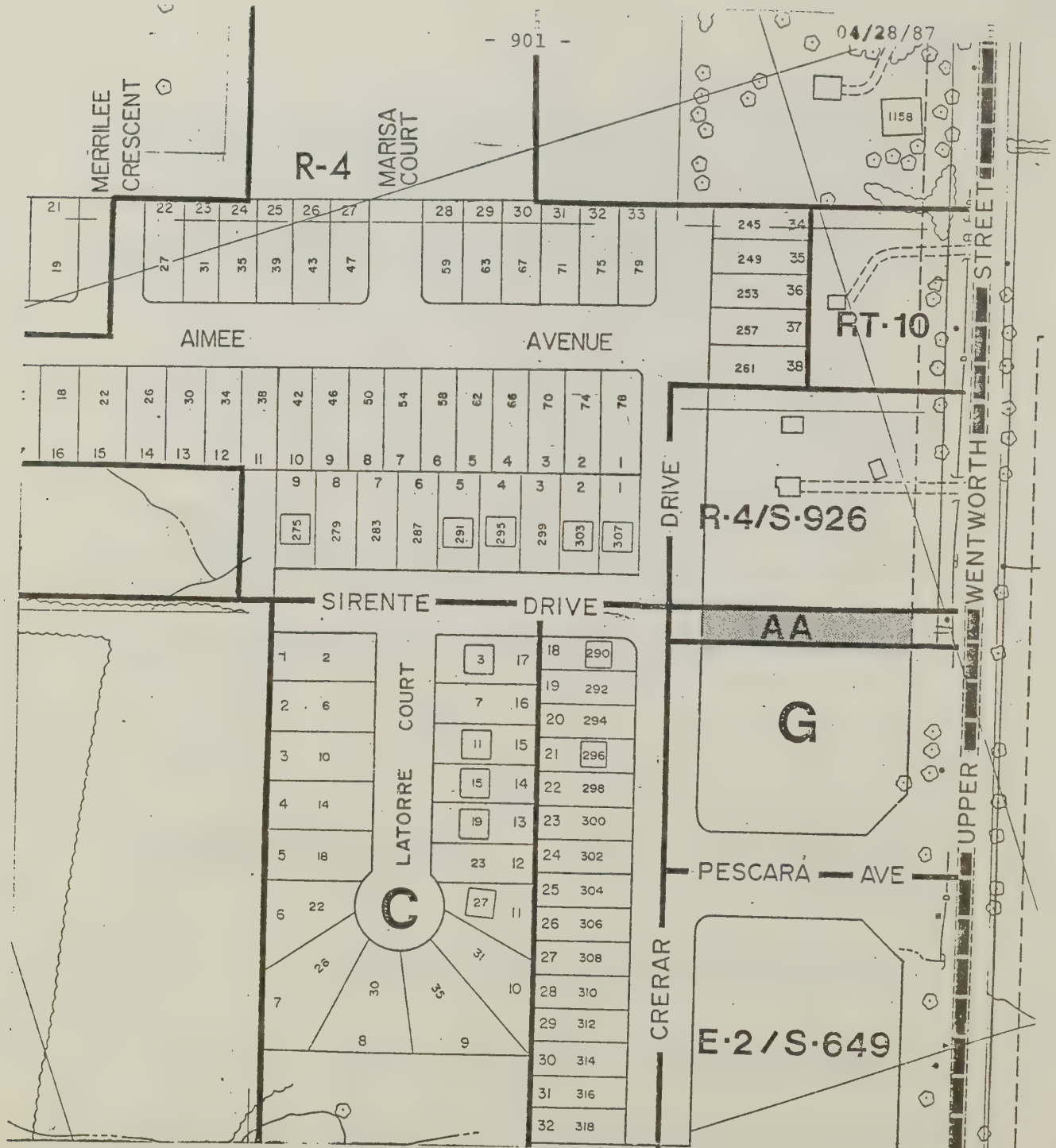
- 23. (a) That the Jamesville B.I.A.'s Board of Management, be directed to refund to the City Treasurer, the amount of remaining unpaid levies for 1986 of approximately \$6 000 as at 1987 March 31.
 - (b) That subject to (a) above, the Jamesville B.I.A.'s 1987 estimate of expenditure of \$24 500 be approved.
24. That leave be granted to introduce the following bills:
- Bill No. D-49 By-law to amend Zoning By-law No. 6593 respecting Land Located on the South Side of Stone Church Road East and West of Upper Wentworth Street.
 - Bill No. D-50 By-law to amend Zoning By-law No. 6593 respecting Lands Located at Municipal Nos. 77, 79 and 81 Park Street North.
 - Bill No. D-51 By-law to Establish Site Plan Control respecting Lands Located at Municipal Nos. 77, 79 and 81 Park Street North.
 - Bill No. D-52 By-law to amend Zoning By-law No. 6593 respecting Land Located at Municipal Nos. 468 to 476 James Street North and at Nos. 13 and 15 Ferrie Street East.
 - Bill No. D-53 By-law to amend Zoning By-law No. 6593 respecting Lands Located at Municipal Nos. 1489 to 1495 Upper Gage Avenue.
 - Bill No. D-54 By-law to Authorize the Levy of a Special Charge for 1987 for the Improvement Area in the Area between King William Street, Mary Street, Main Street East and James Street, designated by By-law 82-151.

- Bill No. D-55 By-law to Authorize the Levy of a Special Charge in respect of the Concession Street Business Improvement Area Generally Comprised of Lands Covering Concession Street Between 18th Street and East 25th Street.
- Bill No. D-56 By-law to Authorize the Levy of a Special Charge in respect of The Ottawa Street North Business Improvement Area Generally Covering Ottawa Street North Between Main Street East and Extending to an Area North of Barton Street East.
- Bill No. D-57 By-law to Authorize the Levy of a Special Charge in respect of The Westdale Business Improvement Area Generally Covering King Street West Between the Area of The Intersection of Cline Avenue and King Street West and Extending to an Area West of Newton Avenue and Sterling Street.
- Bill No. D-58 By-law to Authorize the Levy of a Special Charge in respect of The International Village Business Improvement Area Generally Covering both sides of King Street East between Mary Street and Wellington Street North.
- Bill No. D-59 By-law to Remove Part of "Stone Church Survey" Registered Plan of Subdivision from Part Lot Control.

Respectfully submitted,

S. K. Reeder, Acting Secretary
1987 April 15

ALDERMAN J. SMITH, CHAIRMAN
PLANNING & DEVELOPMENT COMMITTEE



LEGEND



SITE OF THE APPLICATION

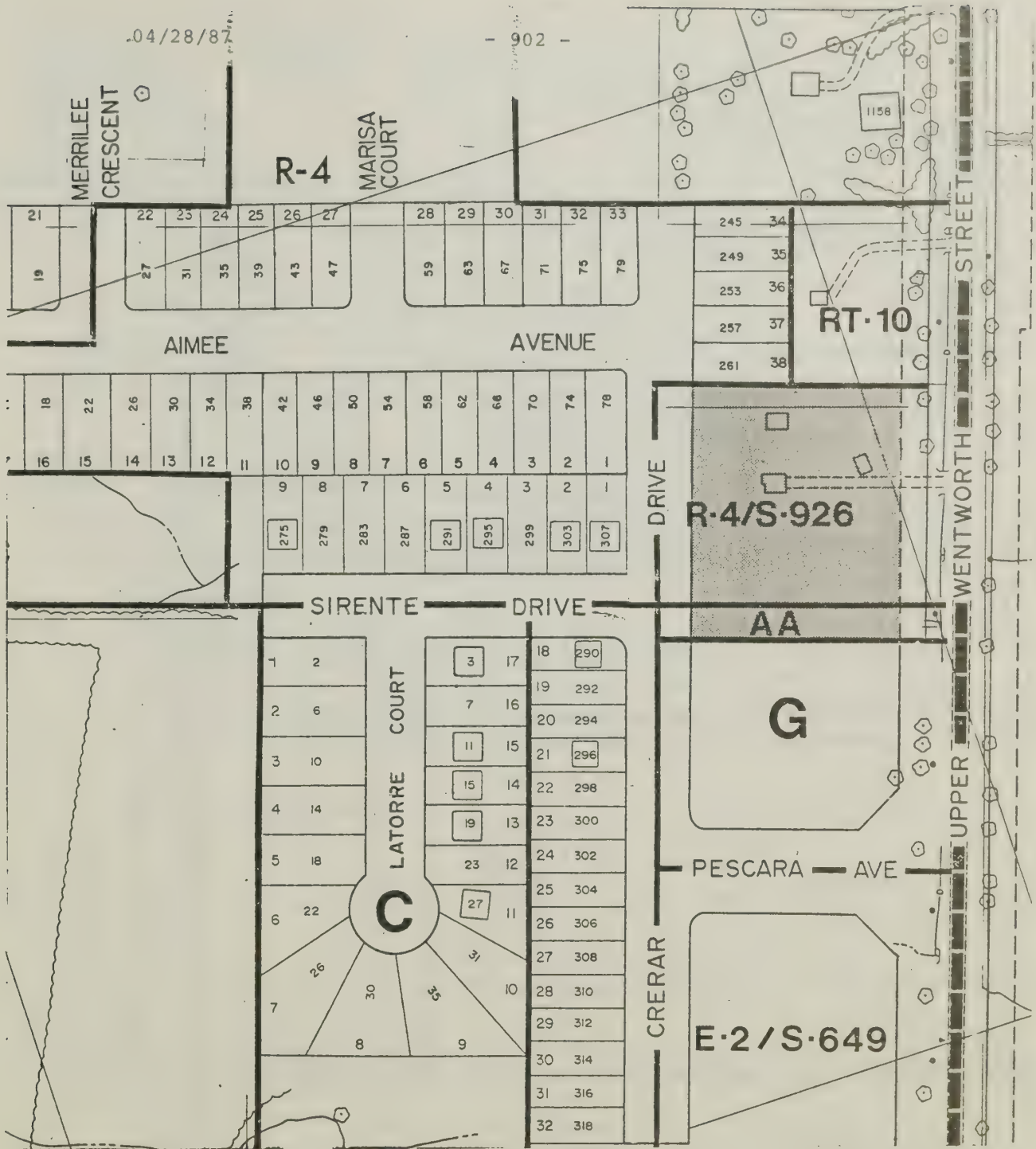
APPENDIX "A" as referred to in
Section 1(a) of the Eighth Report
of the Planning & Develop. Cttee.



APPENDIX A

04/28/87

- 902 -



LEGEND

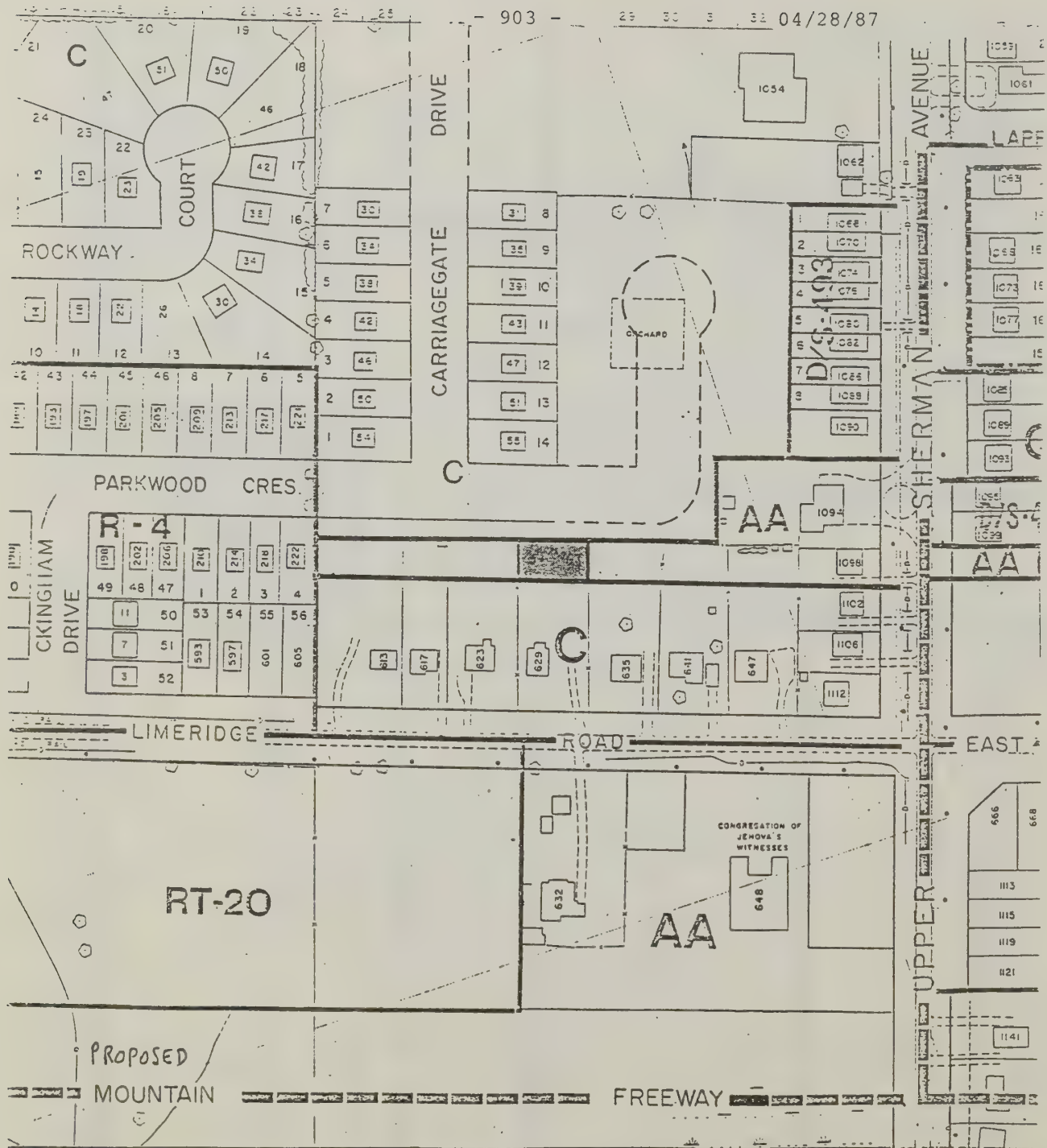


LANDS TO BE ADDED TO SITE
PLAN CONTROL BY-LAW 79-275

APPENDIX "B" as referred to in
Section 1(b) of the 8th Report of
the Planning & Development Cttee.



APPENDIX D



LEGEND



SITE OF THE APPLICATION

APPENDIX "C" as referred to in
Section 2 of the 8th Report of
the Planning & Development Cttee.



04/28/81

APPENDIX "D" as referred to in
Section 3 of the 8th Report of
th Planning & Development Cttee.

- 904 -

STREET

WEST

COL
7

PARKING AREA

G-3/S
898

D 20

PARKING
SITE PLAN
CONTROL
BY-LAW 76-22

K

SOUTH

ST.

DUNDURN

G-3/S
898

H

PARKING
AREA

521

519

615

P.A.

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




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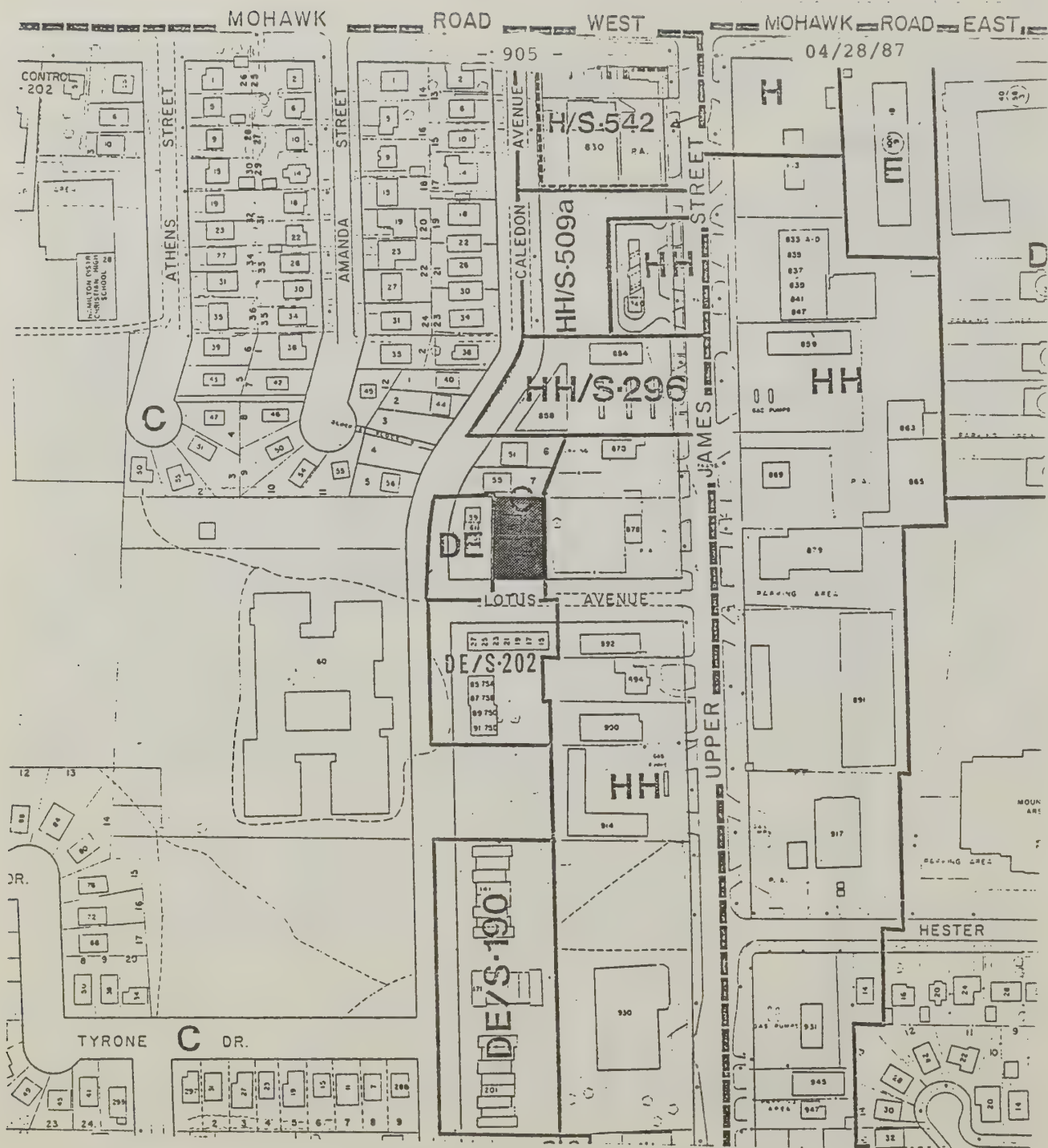
STREET

NEW

LEGEND

- Block 1  Proposed change in zoning from "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) District to "H" (Community Shopping and Commercial etc.) District, Modified.
- Block 2  Proposed change in zoning from "G-3" (Public Parking Lots) District to "H" (Community Shopping and Commercial etc.) District, Modified.
- Block 1  } Proposed 2 storey medical/apartment building.
- Block 2  }
- Block 3  }



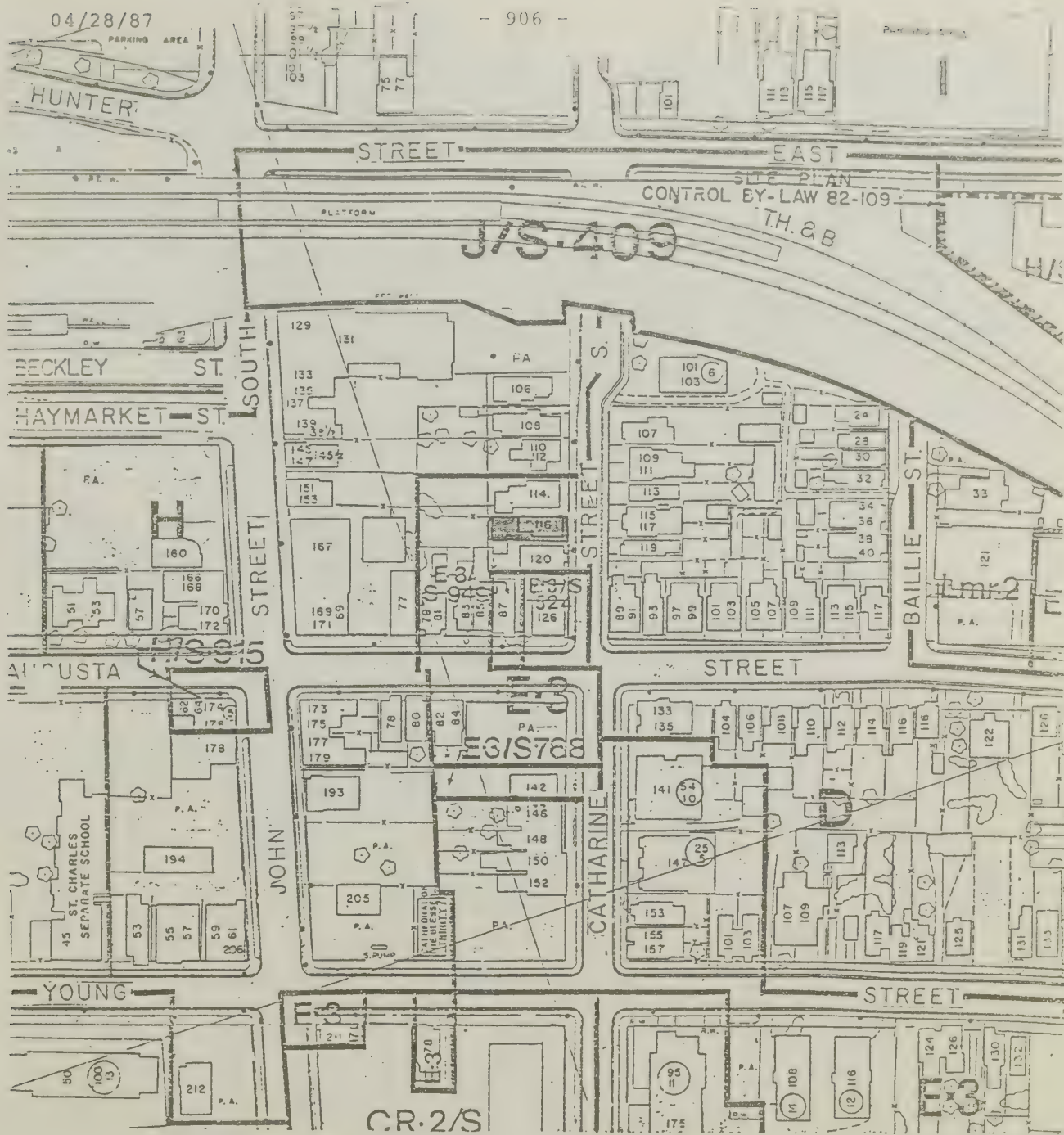


LEGEND



Site of the Application

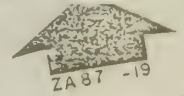
APPENDIX "E" as referred to in
Section 4 of the 8th Report of
the Planning & Development Cttee.

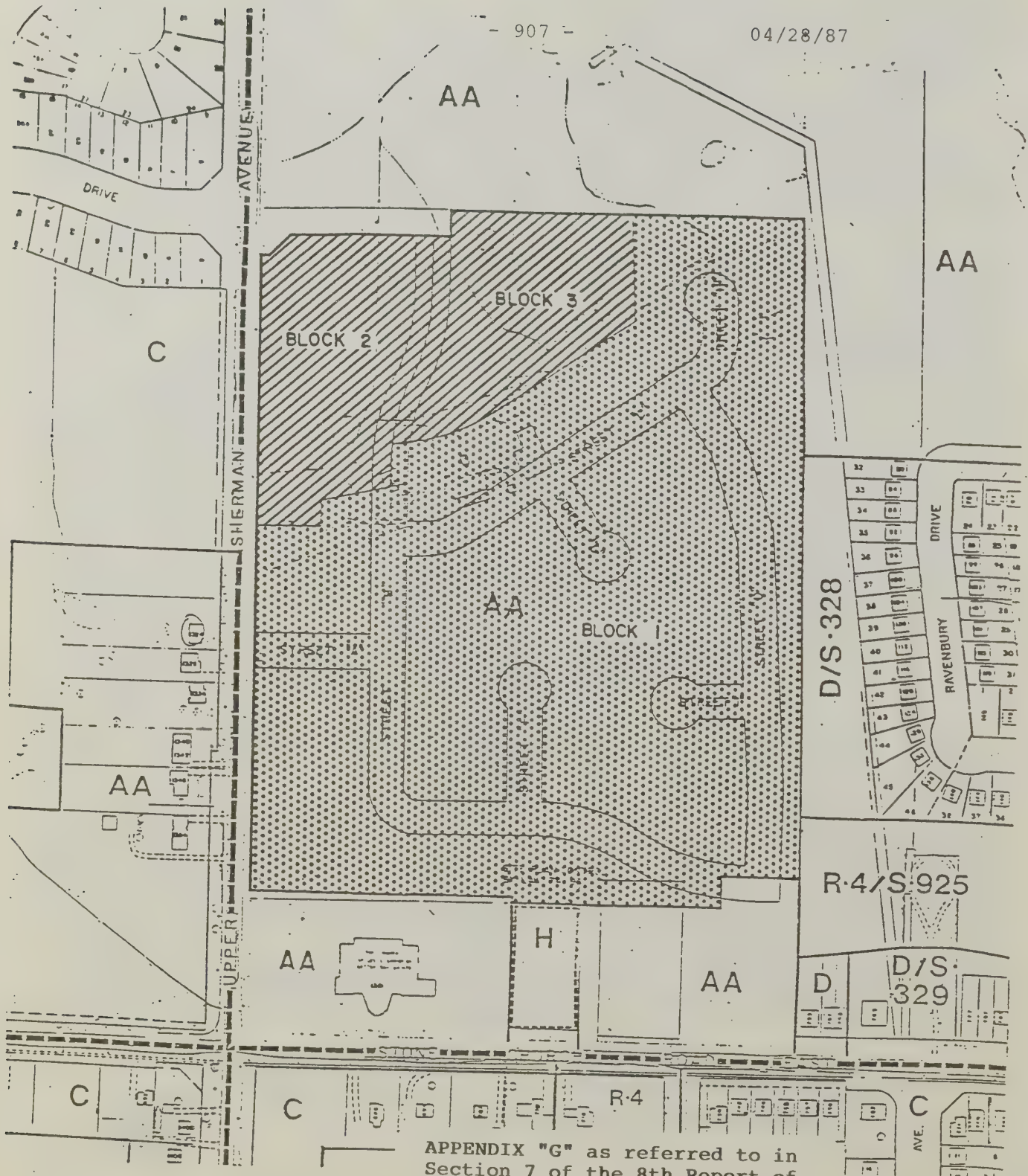


LEGEND

 SITE OF THE APPLICATION

APPENDIX "F" as referred to in
Section 6 of the 8th Report of
the Planning & Development Cttee.





LEGEND

CHANGE IN ZONING FROM "AA" (AGRICULTURAL) DISTRICT TO:

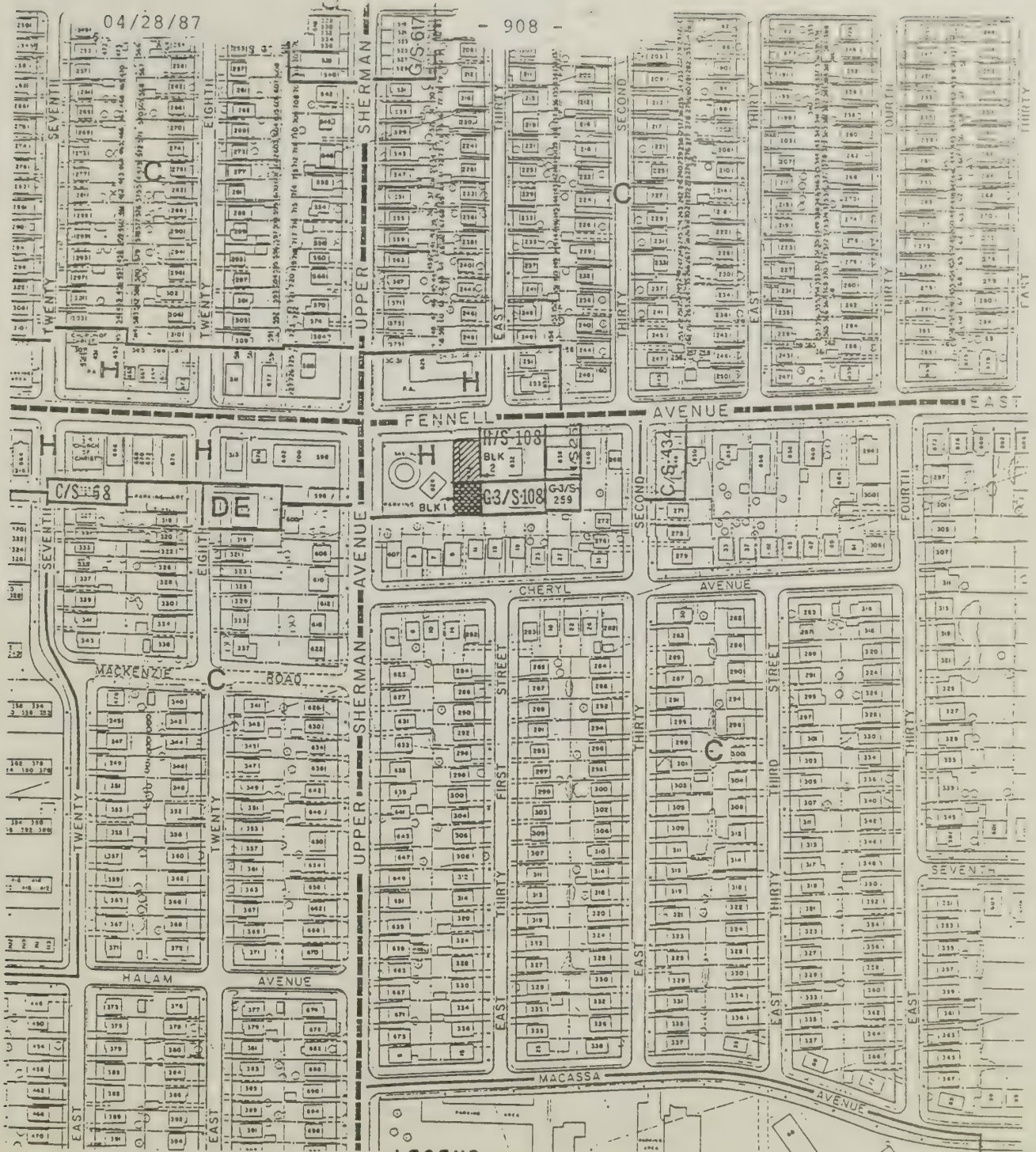
BLOCK 1  "C" (URBAN PROTECTED RESIDENTIAL, ETC) DISTRICT.

APPENDIX "G" as referred to in
Section 7 of the 8th Report of
the Planning & Development Cttee.



04/28/87

- 908 -



LEGEND

BLOCK 1



CHANGE IN ZONING FROM "C" (URBAN PROTECTED RESIDENTIAL, ETC.) DISTRICT TO "H" (COMMUNITY SHOPPING & COMMERCIAL, ETC.) DISTRICT, MODIFIED.

BLOCK 2



MODIFICATION TO THE "H" (COMMUNITY SHOPPING & COMMERCIAL, ETC.) DISTRICT.

ZA - 86 - 113

APPENDIX "H" as referred to in Section 8 of the 8th Report of the Planning & Development Cttee.

04/28/87

- 6.1 The Purchaser acknowledges to the Owner that the Purchaser realizes that in addition to the sale price payable in this Offer to Purchase, there may be municipal, regional, governmental or provincial charges, fees, levies and rates to be paid by the Purchaser; in particular, without limiting the generality of the foregoing, the Purchaser realizes that he may also be required after the transfer to him:
- (a) to pay municipal, realty and business taxes;
 - (b) to pay City Local Improvement Charges for City services such as streets, sidewalks and curbs;
 - (c) to pay Regional Local Improvement Charges for Regional services such as water supply, storm sewers and sanitary sewers;
 - (d) to pay Regional Special Charge (sewer impost fee), upon application for a building permit;
 - (e) to pay building permit application fee;
 - (f) to pay for storm and sanitary sewers, water lines, their connections and laterals under the street and under the Purchaser's property;
 - (g) to pay for the connection of all utilities to the premises;
 - (h) to prepare and obtain approval of site plans pursuant to The Planning Act prior to the issuance of a building permit and to enter into a site plan agreement, if requested by the municipality;
 - (i) to convey five percent (5%) of the land to the municipality for park purposes as a condition of development or redevelopment of the land for residential purposes;
 - (j) to apply for a re-zoning of the property in the event that the Purchaser's proposed use of the property is not permitted by the zoning by-law. Such application is subject to the approval of the City and the approval of the Ontario Municipal Board.
- 6.2 This Agreement may not be assigned by the Purchaser. In particular and without limiting the generality of the foregoing statement, it is understood and agreed that only the Purchaser named herein shall take title on closing and the Purchaser does not have the right to direct the Owner to convey the land to the Purchaser in trust, to the Purchaser and another or to a new third party.
- 6.3 In consideration for the transfer of the hereinbefore described land to the transferee, in addition to payment of the sale price to the transferor, the transferee covenants and agrees to and with the transferor:
- 1. That the transferee shall commence construction of a building, having a minimum building area of 5,000 square feet, upon the hereinbefore described land by not later than December 22nd, 1987

Building area is the greatest horizontal area of a building within the outside surface of the exterior walls. Construction is considered commenced when the foundations have been installed as determined by the Office of the Building Commissioner.
 - 2. That the transferee shall complete construction of the said building by not later than December 22, 1988

The building is considered completed upon the issuance by the Office of the Building Commissioner of a Final Inspection Report.
 - 3. That no transfer of the hereinbefore described land shall be made by the transferee until The Corporation of the City of Hamilton confirms that covenants 1 and 2 have been complied with.

Continued..... 1(b)

(For Land Titles, May, 1988)

127

4. In the event that the transferor does not comply with covenants 1 and 2 or either of them by the date(s) set out therein, the transferee covenants and agrees that the transferor shall sell the lands to the transferee, free and clear of all charges, encumbrances, liens, claims or adverse interests whatsoever - if requested by the transferor, for the sale price herein, (without any interest) - less (a) the deposit; (b) the commission paid (if any) by the transferor to a real estate agent; (c) arrears of realty taxes (including the local improvement charges), penalty and interest owing on them - and further, without increase or compensation for costs of any improvements, additions, alterations, services or structures on, in or under the said lands.
5. The said transferor as registered owner and the said transferee hereby apply to request and authorize the Land Registrar to have Notice of the covenants set out above entered on the Register of the land being transferred herein to the said transferee.
- 6.4 The Purchaser agrees that the restrictions, covenants and agreements in paragraph 6.3 shall not merge upon the closing of this transaction but shall continue in full force and effect for the benefit of the Vendor, its successors and assigns.
- 6.5 The Purchaser agrees that the transfer to him which he shall execute shall be subject to and include said paragraph 6.3 and its restrictions, covenants and agreements.

04/28/87

- 6.1 The Purchaser acknowledges to the Owner that the Purchaser realizes that in addition to the sale price payable in this Offer to Purchase, there may be municipal, regional, governmental or provincial charges, fees, levies and rates to be paid by the Purchaser; in particular, without limiting the generality of the foregoing, the Purchaser realizes that he may also be required after the grant to him:
- (a) to pay municipal, realty and business taxes;
 - (b) to pay City Local Improvement Charges for City services such as streets, sidewalks and curbs;
 - (c) to pay Regional Local Improvement Charges for Regional services such as water supply, storm sewers and sanitary sewers;
 - (d) to pay Regional Special Charge (sewer impost fee), upon application for a building permit;
 - (e) to pay building permit application fee;
 - (f) to pay for storm and sanitary sewers, water lines, their connections and laterals under the street and under the Purchaser's property;
 - (g) to pay for the connection of all utilities to the premises;
 - (h) to prepare and obtain approval of site plans pursuant to The Planning Act prior to the issuance of a building permit and to enter into a site plan agreement, if requested by the municipality;
 - (i) to convey five percent (5%) of the land to the municipality for park purposes as a condition of development or redevelopment of the land for residential purposes;
 - (j) to apply for a re-zoning of the property in the event that the Purchaser's proposed use of the property is not permitted by the zoning by-law. Such application is subject to the approval of the City and the approval of the Ontario Municipal Board.
- 6.2 This Agreement may not be assigned by the Purchaser. In particular and without limiting the generality of the foregoing statement, it is understood and agreed that only the Purchaser named herein shall take title on closing and the Purchaser does not have the right to direct the Owner to convey the land to the Purchaser in trust, to the Purchaser and another or to a new third party.
- 6.3 In consideration for the grant of the hereinbefore described land to the grantee, in addition to payment of the sale price to the grantor, the grantee covenants and agrees to and with the grantor:
- 1. That the grantee shall commence construction of a building, having a minimum building area of 15,000 square feet, upon the hereinbefore described land by not later than March 24th, 1988
- Building area is the greatest horizontal area of a building within the outside surface of the exterior walls. Construction is considered commenced when the foundations have been installed as determined by the Office of the Building Commissioner.
- 2. That the grantee shall complete construction of the said building not later than March 24th, 1989
- The building is considered completed upon the issuance by the Office of the Building Commissioner of a Final Inspection Report.
- 3. In the event that the grantee does not comply with covenants 1 and 2 or either of them by the date(s) set out therein, the grantee covenants and agrees that the grantee shall sell the lands to The Corporation of the City of Hamilton, free and clear

Continued.....1(b)

(For Non-Land Titles, June, 1983)

04/28/87

- 912 -

FROM CHAMBERS CO MAN

4. 3.1987 17107

P. 4

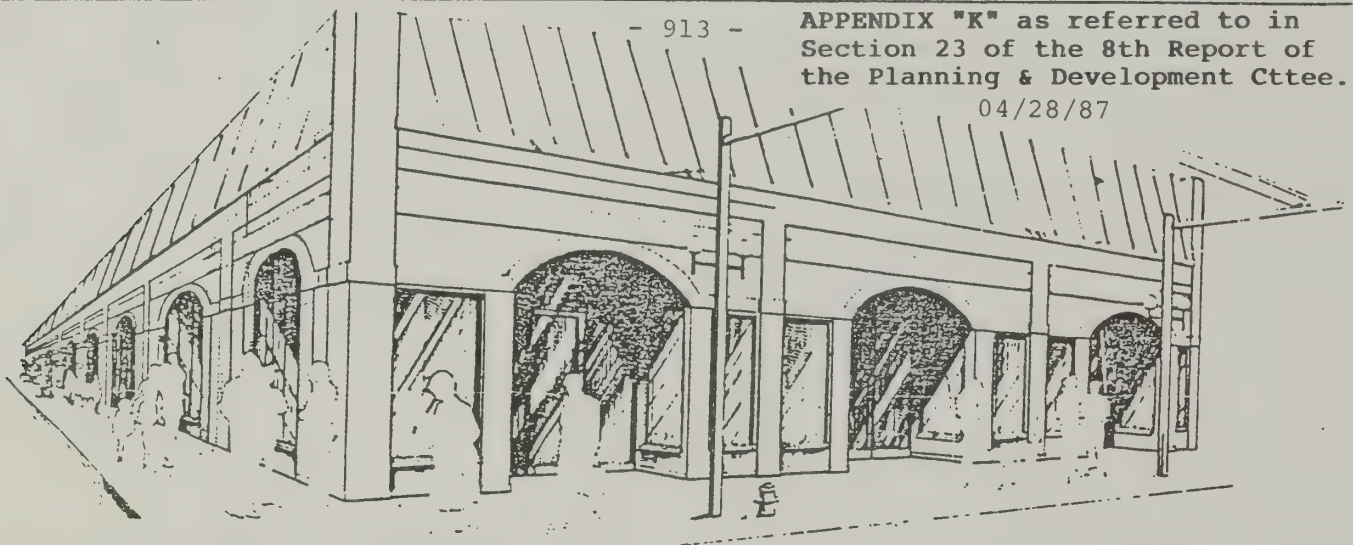
- 1(b) -

of all charges, encumbrances, liens, claims or adverse interests whatsoever - if requested by the City, for the sale price herein, (without any interest) - less (a) the herein deposit; (b) the commission paid (if any) by the City to a real estate agent; (c) arrears of realty taxes (including the local improvement charges), penalty and interest owing on them - and further, without increase or compensation for costs of any improvements, additions, alterations, services or structures on, in or under the said lands.

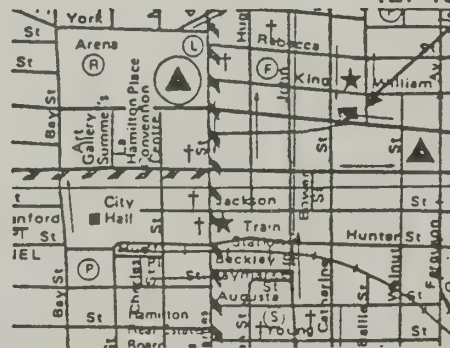
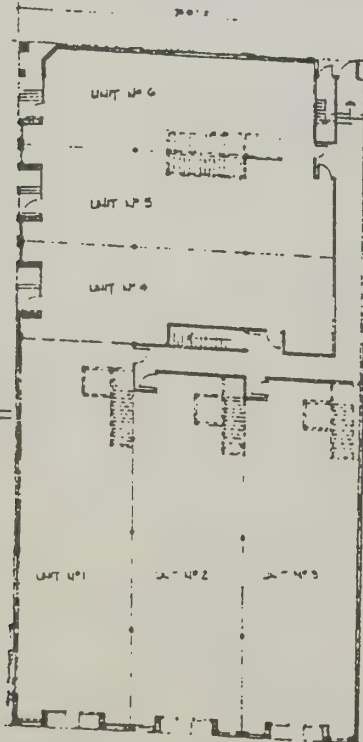
- 6.4 The Purchaser agrees that the restrictions, covenants and agreements in paragraph 6.3 shall not merge upon the closing of this transaction but shall continue in full force and effect for the benefit of the Vendor, its successors and assigns.
- 6.5 The Purchaser agrees that the deed to him which he shall execute shall be subject to and include said paragraph 6.3 and its restrictions, covenants and agreements.

PRIME RETAIL SPACE FOR LEASE

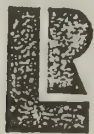
DOWNTOWN HAMILTON, ONTARIO



SUBJECT
127-135 KING ST. E.



- New efficiently designed building.
- King Street East corner of Catharine Street.
- Across from Holiday Inn and Royal Connaught Hotels.
- High Pedestrian and Automobile traffic.
- Units from 1,246 sq. ft. to 5,946 sq. ft.
- Rental rates from \$10.00 net to \$22.00 net.
- Lower level space available at \$3.00 net.
- Parking available on adjacent lot.
- Occupancy early 1987.



LOUNSBURY REALTY LIMITED, REALTOR

David H. Blanchard, F.R.I., C.P.M.
(416) 528-8541

RETAIL LEASING OPPORTUNITY

DOWNTOWN HAMILTON

CORNER OF KING EAST AND CATHARINE NORTH

UNIT	ADDRESS	USEABLE S.F. GROUND LEVEL	RENTAL ^{ABU} S.F. GROUND LEVEL	TOTAL NET RATE S.F.	MO. RENT	ANNUAL RENT
1	127 King St. E.	1731	2083	\$22	\$3818.84	\$45,826.00
2	129 King St. E.	1602	1904	\$20	\$3173.34	\$38,080.00
3	135 King St. E.	1673	1959	\$20	\$3259.00	\$39,108.00
4	2 Catharine St. N.	1159	1317	\$10	\$1097.50	\$13,170.00
5	4 Catharine St. N.	1238	1419	\$10	\$1182.50	\$14,190.00
6	6 Catharine St. N.	1103	1246	\$12	\$1246.00	\$14,952.00

Lower level space available at \$3.00 Net

7835 S.F. Rentable

For further information and building specifications contact:

DAVID BLANCHARD

528-8541

04/28/87

RECEIVED
JUN 11 1987

COMMERCIAL BUILDING
KING AND CATHERINE STREETS
HAMILTON, ONTARIO
REVAL FILE NO.7829X1
REVISION NO.1

LOUNSBURY

THE LEASE TO INCLUDE:

BUILDING GENERAL

Brickfaced exterior walls with concrete block backup. 2" fibreglass insulation.
Steel floor and roof support structure.
Steel roof deck, 3" roof insulation, built-up roofing.
Baked-on finish aluminum mansard roof parapet.
Concrete floors.
Sealed insulating glass in wood framed windows
Exterior doors and hardware.
Painted sign boards by Owner (Lettered by Lessee).
Lighting above signs.
Building fully sprinklered, both floors

COMMON AREA FIRST FLOOR (EXIT AND ACCESS CORRIDOR)

Floor - vinyl composition tile
Walls - 1/2" drywall to U/S of roof deck on 3-5/8" metal studs
Ceiling - 2X4 lay in
Lighting
- 2X4 fluorescent
- Emergency lighting (battery packs)
- Exit lighting
- Receptacles
Exterior Exit Doors
- Metal frames with H.M. door
- Panic hardware

LEASED SPACES INTERIOR (FIRST FLOOR)

Demising walls 1/2" drywall, prime painted
Rear door
Exit light at rear
Concrete floor
Provision for stairs to basement in each unit
Provision for washroom in each unit
60 amp 575 volt service for each unit with disconnect, meterage and splitter in electrical room. Splitter and 1 disconnect for each store for A/C unit.
Rooftop heating and cooling unit for each unit. 575 V 3 phase connected to store splitter

B0075/02B-JDT

COMMON AREA (EXIT ACCESS CORRIDOR)

Exit stairs
- steel, metal pan and concrete treads
Floor - vinyl composition tile on concrete
Walls - 1/2" drywall to U/S of floor deck on 3-5/8" metal studs
Ceiling - 2X4 lay-in 1 hr. rated
Lighting - 2X4 fluorescent (recessed)
Exit Lights
Emergency lighting
Receptacles

LEASE SPACE INTERIOR (BASEMENT)

Ventilation and heating to 60°F
2X4 lay in 1 hr. rated ceiling
Demising walls 1/2" drywall prime painted
Concrete floor
Exit lighting
Emergency Lighting
- 1-4' 2-lamp fluorescent strip lamp switched at door for each basement unit

NOT INCLUDED IN LEASEINTERIOR WORK BY TENANT (FIRST FLOOR)

Air distribution duct work from A/C unit
Interior partitions
Floor covering (carpet or tile)
Washroom rough-in and hookup to drain and cold water line
Provision of hot water
Painting
Lighting
Receptacles
Power panels,
- 575/120/208 V transformer complete with disconnect, and any other necessary disconnects
- Emergency lighting (battery unit) and any other necessary disconnects

INTERIOR WORK BY TENANT (BASEMENT)

Lighting (surface or 1 hr. rated) fed from panel in first floor area
Heating above 60°F
Floor covering (vinyl or carpet)
Painting

REPORT OF THE FINANCE COMMITTEE

To the Council of The Corporation of the City of Hamilton.

Members of Council:

The Finance Committee presents its SEVENTH Report for 1987 and respectfully recommends:

1. That the Director of Purchasing be authorized and directed to negotiate with Honeywell Limited for the supply and installation of the Building Automation System for City Hall as outlined in the sole supplier clause in the City's Purchasing Policy. The estimated cost of this installation of \$300,000 is to be charged against Account No. 0408-A2 Energy Conservation City Hall, a Capital Budget Appropriation approved by City Council in August, 1984.
2. That the claims of Dorothy Shirley Newton and her daughters Valerie Jean Sofrenovic and Brenda Ann Morgan be settled in the amount of \$5,899.70 inclusive of interest, costs and O.N.I.P.'s claim of \$205.20 with the insurers for William Alfred Knox and Victoria Lynn Knox paying \$2,949.85 and the City paying \$2,949.85.

On January 26, 1985, Mrs. Newton fell on the sidewalk adjacent to 23 Crosthwaite Avenue North due to ice and snow on the sidewalk. She fractured her ankle in the fall and together with her daughters claimed \$95,000 in damages by Statement of Claim issued March 21, 1985. The matter was pre-tried by Judge Borkovich on February 26, 1987 and as a result of the pre-trial and subsequent negotiations with their solicitor it is recommended that the claims of Dorothy Shirley Newton, Valerie Jean Sofrenovic and Brenda Ann Morgan be settled in the amount of \$5,899.70 with the insurers for Mr. and Mrs. Knox paying \$2,949.85 and the City paying \$2,949.85.

- *3. That the additional amount of \$8,850 for publicity for the Market for 1987, as approved by City Council April 14, 1987 by Item 2 of the Eighth Report of the Legislation Committee, be financed by a transfer from the Contingency Account 0378-1198 to the Market Publicity account 0322-0712.
4. That the grant of \$20,000 to the Royal Hamilton Light Infantry, as approved by City Council on April 14, 1987 by Item 8 of the Sixth Report of the Finance Committee, be financed by an overdraft in account 0378-8160 "Miscellaneous Expenditures" and setting aside this amount in the "allocated" portion of the Contingency account 0378-1198.
5. That the cost of driveway realignment work in front of Nos. 7 and 11 King's Court, as approved by City Council April 14, 1987 by Item 20 of the Seventh Report of the Transport and Environment Committee in the amount of \$4,000 be charged to the Public Works budget and that the Director of Public Works identify to the Treasurer the area of savings to be generated in his budget to accommodate this added project.

*RECORDED VOTE, SEE PAGE 822

6. That 1987 mill rates for the City, Region and Boards of Education be approved in accordance with the attached Exhibit "A", Column (10).
- *7. (a) That the grant recommendations, including the amount and category with respect to those applicants outlined in Appendix "A", attached hereto in the total amount of \$256 230 be approved.
- (b) That the grant recommendations with respect to New Grant requests, as outlined in Exhibit "A", appended hereto in the total amount of \$10 000 be approved.
- (c) That the Convention/Reception grant recommendations, as outlined in Exhibit "B", appended hereto in the total amount of \$18 170 be approved.
- (d) That an additional amount of up to a maximum of \$75 000 be added to the Grants Budget to a total maximum of \$825 000 and that, with the concurrence of the City Treasurer, this additional \$75 000 be funded from Contingency.

EXPLANATORY NOTE: The applicants noted in the appendices will be allowed an opportunity to appeal this decision to the Finance Committee, in accordance with the Grant Guidelines. The appeal decisions will be forwarded to City Council at the appropriate time.

- **8. (a) That a civic breakfast be provided to approximately 300 delegates attending the Royal Life Saving Society National Conference Symposium and Canadian Lifeguard Championships to be held in the City of Burlington May 6 to 10, 1987 at an estimated cost of \$2 100.
- (b) That the Executive Committee be requested to recommend the method of financing this expenditure.

THE EXECUTIVE COMMITTEE RECOMMENDS THAT THE AMOUNT OF \$2 100 TO SPONSOR THIS BREAKFAST BE CHARGED TO ACCOUNT NO. 0370-0263, HOSTING CONFERENCE WITH MUNICIPAL SUBJECT CONTENT. CARRIED.

EXPLANATORY NOTE: The City of Burlington is seeking financial assistance to host this conference and has requested the City of Hamilton to sponsor a breakfast. Since the breakfast is sponsored by the City of Hamilton, representatives of the City will be invited to be involved in official duties, head table seating and the City's participation will be noted in this programme.

The City of Hamilton is an affiliated member of the Canadian Royal Life Saving Society through the Department of Culture and Recreation.

*SECTION 7 AMENDED TO READ:

7. (a) That the grant recommendations, including the amount and category with respect to those applicants outlined in Appendix "A", attached hereto in the total amount of \$260 230 be approved.
- (b) That the grant recommendations with respect to New Grant requests, as outlined in Exhibit "A", appended hereto in the total amount of \$10 000 be approved.
- (c) That the Convention/Reception grant recommendations, as outlined in Exhibit "B", appended hereto in the total amount of \$18 170 be approved.
- (d) That an additional amount of up to a maximum of \$75 000 be added to the Grants Budget to a total maximum of \$825 000 and that, this additional \$75 000 be transferred from Contingency Account No. 0378-1198, to Grants Account No. 0374-XXXX.

**RECORDED VOTE, SEE PAGE 823

04/28/87

9. That leave be granted to introduce the following bills:

(a) Bill G-3 - To Fix the Rates of Taxation for Municipal Purposes for the Year 1987;

Bill G-4 - To Fix the Rates of Taxation for Regional Purposes for the Year 1987;

Bill G-5 - To Fix the Rates of Taxation for School Purposes for the Year 1987;

Bill G-6 - To Fix the Total Rates of Taxation for Municipal, Regional and School Purposes for the Year 1987;

Bill G-7 - To Levy an Annual Tax on Telephone Companies Doing Business in Ontario Respecting: The Bell Telephone Company of Canada.

Respectfully submitted,

ALDERMAN P.O. VALERIANO, CHAIRMAN
FINANCE COMMITTEE

John Thompson, Acting Secretary
1987 April 22
JDT/sma
Attach.

EXHIBIT "A"

City of Hamilton
TreasuryCOMPARISON OF COMPONENTS AND TOTAL MILL RATES
FOR THE YEARS 1979 TO 1987 INCLUSIVE

Description (1)	M i l l R a t e s										Increase + Decrease - 1986 to 1987 Mills (11)		% (12)
	1979 (2)	1980 (3)	1981 (4)	1982 (5)	1983 (6)	1984 (7)	1985 (8)	1986 (9)	1987 (10)				
Residential													
City	48.4964	50.4406	57.8731	62.7923	62.7923	69.7323	73.4019	79.3485	83.9779	4.6294+	5.8+		
Region	43.6860	46.6984	50.2599	54.7552	56.6640	56.8038	59.6126	63.5186	69.3371	5.8185+	9.2+		
Sub Total	92.1824	97.1390	108.1330	117.5475	119.4563	126.5361	133.0145	142.8671	153.3150	10.4479+	7.3+		
Education - Elementary	39.8564	40.9514	44.2020	50.0013	57.0683	58.2131	65.4968	68.4729	73.9790	5.5061+	8.0+		
- Secondary	33.4261	33.7734	35.0029	37.9186	41.0524	44.2715	45.1813	43.2464	54.3880	11.1416+	25.8+		
Sub Total	73.2825	74.7248	79.2049	87.9199	98.1207	102.4846	110.6781	111.7193	128.3670	16.6477+	14.9+		
Total Mill Rates	165.4649	171.8638	187.3379	205.4674	217.5770	229.0207	243.6926	254.5864	281.6820	27.0956+	10.6+		
Non-Residential													
City	57.0546	59.3419	68.0860	73.8733	73.8733	82.0379	86.3552	93.3512	98.7975	5.4463+	5.8+		
Region	51.3953	54.9393	59.1293	64.4179	66.6636	66.8280	70.1325	74.7278	81.5731	6.8453+	9.2+		
Sub Total	108.4499	114.2812	127.2153	138.2912	140.5369	148.8659	156.4877	168.0790	180.3706	12.2916+	7.3+		
Education - Elementary	44.2849	48.1781	52.0023	58.8251	67.1392	68.4860	77.0551	80.5564	87.0341	6.4777+	8.0+		
- Secondary	37.1401	39.7334	41.1799	44.6101	48.2969	52.0841	53.1545	50.8781	63.9859	13.1078+	25.8+		
Sub Total	81.4250	87.9115	93.1822	103.4352	115.4361	120.5701	130.2096	131.4345	151.0200	19.5855+	14.9+		
Total Mill Rates	189.8749	202.1927	220.3975	241.7264	255.9730	269.4360	286.6973	299.5135	331.3906	31.8771+	10.6+		

Note: The 1987 mill rates were calculated based on the 1986 unrevised assessment roll for 1987 taxation.

EXHIBIT "A" as referred to in
Section 6 of the 7th Report
of the Finance Committee :

1987 April 15

12
3 FROM 000
MET 1000

0374 GRANTS		1987 GRANTS		1987 GRANTS		1987 GRANTS		Comments
ACCOUNT DESCRIPTION	1987 EST.	1987 ACT.	1987 FIN.	1987 REVENUE	1987 REVENUE	1987 REVENUE	1987 REVENUE	
54KIWANIS EAST END BOYS CLUB (1)	198,557	198,557	(4)	(5)	(6)	(7)	(8)	Comments
OPERATING & MAINTENANCE	198,557	198,557						
54KIWANIS EAST END BOYS CLUB	37,880.00							
TAXES								
60MCMASTER SYMPHONY ORCHESTRA	6,960.00	6,560	7000	6560	4,400	4,400		Category 3 - Sunset
64MOUNT HAMILTON HORTICULTURAL SOCIETY	220.00	320	300	300	300	300		
66NATIONAL YOUTH ORCHESTRA	200.00	200	600	200	200	200		
7291ST HIGHTOWER TRACK MEET								
90THEATRE AQUARIUS INC.	32,760.00	32,760	57,000	32,760	32,760	32,760		Category 3 - Sunset
91JAZZ AT ST.C'S	1,200.00	1,200	1,200	1,200	900	900		Category 3 - Sunset
92JOHN LAING SINGERS	520.00	520	2,000	520	520	520		Category 3 - Sunset
93HAMILTON AQUATIC WATER POLO CLUB	41,160.00	41,160	4,330	41,160	2,800	2,800		
94INTERNATIONAL YOUTH LEAGUE COUNCIL								
95HAMILTON PONTIACS LADIES SOFTBALL CLUB	890.00	870	1,090	870	870	870		
96CARE CENTRE	6,000.00	6,000	5,500	5,500	3,700	3,700		Category 3 - Sunset.
97GALLERY OF DISTINCTION AWARDS	201,000.00	85,746.76	99,120	84,520	75,560	75,560		
ACTIVITY TOTAL								
02 CATEGORY 2-FIXED								
05CHRISTMAS LIGHTING	6,000.00							
06CITY HALL FASTBALL LEAGUE	200.00	200	230	200	200	200		
09CIVIC CONCERT CHOIR OF HAMILTON	2,000.00	2,000	2,000	2,000	2,000	2,000		

Appendix "A"
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0374	GRANTS	ACCOUNT DESCRIPTION	AMOUNT	1987 GRANTS	1987 REQUEST	1987 FIXED AT 1987	1987 GRANTS	FINANCE
12	HAMILTON ARTISTS' INC.	(2) 19,850.00	(3) 3,100.00	19,850.00	2,000.00	2,000.00	2,000.00	2,000.00
15	HAMILTON CIVIC EMPLOYEES	250.00	250	250	250	250	250	250
	GOLF TOURNAMENT	5,000.00	5,000	5,000	5,000	5,000	5,000	5,000
18	HAMILTON CONCERT BAND	6,500.00	6,500	20,000	6,500	6,500	6,500	6,500
21	HAMILTON THEATRE INC.							
	OPERATING							
24	HAMILTON VISUALLY							
	IMPAIRED GOLFERS							
	ASSOCIATION	750.00	750	1,750	750	750	750	750
30	HAMILTON-MENTWORTH							
	AQUATIC CLUB	11,000.00	11,000	11,440	11,000	11,000	11,000	11,000
33	JUNIOR ACHIEVEMENT OF							
	HAMILTON	7,500.00	7,500	7,500	7,500	7,500	7,500	7,500
39	NAVY LEAGUE OF CANADA	1,500.00	1,500	2,100	1,500	1,500	1,500	1,500
42	PLAYER'S GUILD OF HAMILTON	4,000.00	4,000	4,500	4,000	4,000	4,000	4,000
43	CONQUEROR II DRUM AND BUGLE CORPS	7,000.00	7,000	28,710	7,000	7,000	7,000	7,000
44	BRIDGE RAIDERS DRUM AND							
	BUGLE CORPS	7,000.00	7,000	9,000	7,000	7,000	7,000	7,000
45	ROYAL CANADIAN AIR CADETS 150 SQUADRON	1,500.00	1,500	1,500	1,500	1,500	1,500	1,500
46	ST. ANN'S INNER CITY DAY	1,500.00	1,500	1,500	1,500	1,500	1,500	1,500
54	ZECCHINO D'ORO-CANADA	800.00	800	1,500	800	800	800	800
60	ENSEMBLE SIR ERNEST							
	MACMILLAN	4,000.00	4,000	6,000	4,000	4,000	4,000	4,000
61	HAMILTON SAFETY COUNCIL	19,000.00	19,000	23,000	19,000	19,000	19,000	19,000
62	CIVIC EMPLOYEES' HOCKEY LEAGUE	280.00	280	290	280	280	280	290

1987 GRANTS

Comments

TABLED for additional information

TABLED for additional information

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1987 GRANTS

0374	GRANTS	1986 E.S.T.	1986 ACT.	1987 REQUEST	1987 FINE D. AT 15%	GRANTS SUB-COM RECD	FINANCE RECD	Comments
		(2)	(3)	(4)	(5)	(6)	(7)	(8)
FORWARD THE DAY ROAD RACE		38,700.00	41,532	42,000	41,540	41,540	41,540	Council approved additional \$2,840
71 FESTIVAL OF FRIENDS		29,000.00	24,000	36,000	29,000	24,000	24,000	
72 HAMILTON FOLK ARTS HERITAGE COUNCIL		10,000.00	10,000	10,000	10,000	11,000	11,000	
73 SANTA CLAUS PARADE		500.00	500	1,000	500	500	500	
74 AD AND SALES CLUB								
MISS VILLAGE GRANT PRIZ								
76 HAMILTON AND DISTRICT LABOUR COUNCIL- PARADE		500.00	500	1,000	500	500	500	
ACTIVITY TOTAL		160,988.00 161,480.	159,328	220,290	163,320	159,330	163,330	
03	CATEGORY 3-SUNSET - REDUCED FUNDING							
20 PERCENT PER YEAR								
01 HAMILTON MISERY ASSOCIATES SOCIETY								
02 HAMILTON MULTICULTURAL								
TREASURE								
05 HAMILTON-STONEY CREEK		500.00	500	5,000	500	500	500	
SKATING CLUB		75,000.00						
06 OPERA HAMILTON								
07 EXPERIMENTAL AIRCRAFT AIRPORT								
08 AIR CADETS AIRPORT GRANT								
09 FESTIVAL								
10 HAMILTON INTERNATIONAL AIRSHOW								
ACTIVITY TOTAL		26,500.00 500	500	5,000	500	500	500	
04	CATEGORY 4-ONETIME ONLY GRANTS							

Not - to be provided for 1500 - Navy League 4,000 - Players Guild 14000 - Safety Council - pending final disposition of those tabled items

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Council approved additional \$2,840

Note - to be provided for
1,500 - Navy League
4,000 - Players Guild
4,000 - Safety Council
Pending final disposition
of those tabled items

04/28/87

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0374 GRANTS

1986 EST.

1986 ACT.

1987 GRANTS

Appendix "A"
Pages

ACCOUNT DESCRIPTION	AMOUNT	1987 REQUEST	1987 FIXED AT 1987	1987 GRANTS SUBCOM RECOM	1987 FINANCE RECOM	Comments
01 ARGYLL AND SUTHERLAND HIGHLANDERS PIPES AND DRUMS	(2) 10,000.00	(3)	(4)	(5)	(6)	(7) (8)
02 HAMILTON FIRE FIGHTERS' DRUM CORP - GREY CUP	2,000.00	2,000	4,500	2,000	2,000	Category 2 - Fixed
04 LEANDER BOAT CLUB	2,000.00	2,000	10,000	2,000	2,000	Category 2 - Fixed
05 HAMILTON ART SCHOOL	2,000.00	2,000				
06 MCQUESTEN COMMUNITY ASSOCIATION	750.00					
07 ROBERTSON TEAM - CARDINAL NEWMAN	500.00					
08 HAMILTON POETRY CLUB	1,500.00					
20 HAMILTON TIGERS RINGETTE	200.00					
21 HEAD INJURY - FAMILY SUPPORT GROUP	1,500.00					
22 HAMILTON ALL STAR JAZZ BAND	5,000.00	5,000	6,790	5,000	5,000	Category 2 - Fixed
23 CYCLE HAMILTON INC. CLUB						
24 PALESTINIAN ARAB ASSOCIATION OF HAMILTON	500.00					
25 CANADIAN INTERNATIONAL ANTIHATE FESTIVAL	10,000.00					
26 SCHWALLION DANCERS	2,000.00					
27 ARNHEIMIAN COMMUNITY CENTRE	500.00					
28 HAMILTON HORNETS ROBBY FOOTBALL CLUB - INC.	500.00					
29 HAMILTON MENTWORTH MARDI GRAS FESTIVAL	500.00					
30 PARKWOOD SPORTS COUNCIL	10,000.00					
31 DICTIONARY OF HAMILTON BIOGRAPHY	600.00	600	4850	600	600	600
32 WESTINGHOUSE/HOTPOINT MINOR HOCKEY ASSOCIATION	600.00	600				Category 2 - Fixed

0374

GRANTS

1987 G-RAVITS

Appendix A
Page 6

Page 6

Comments
(8)

Category 2 - Fixed.
Category 2 - Fixed
Category 2 - Fixed
Condition / Request on
getting SEED Funds
Category 2 - Fixed
see note Col. 1 Category 2 - Fixed

Category 2 - Fixed -

Note: Available
Funds including
add: bond \$5,000
\$ 303,980

Financial Recom.

Existing Grants	260,230
New Grants	10,000

Balance Available

33,750

City of Hamilton
Treasury

Exhibit "A"

1987 NEW GRANT REQUESTS

<u>Organization</u> (1)	<u>Type of Grant</u> (2)	<u>1987 Request</u> (3)	<u>Purpose</u> (4)	<u>Comments</u> (5)	<u>Finance and Grants Sub-Committee Recommendation</u> (6)
1. Afro-Canadian Caribbean Association	Capital	50,000	To defray cost of building Community Centre	Request denied in 1986	Denied
2. Ambitious City Kids	Operating	15,000	To provide better equipment and facilities	First time request	Refer to Parks & Recreation Committee
3. Argyll and Sutherland Highlanders - Museum	One-Time	10,000	To defray cost of producing historical book	Argyll's Pipes and Drums received \$20,000 1985/1986 for Edinburgh	Denied - to be considered next year
4. Transway Basketball Club	Operating	4,000	To defray operational costs	First time application	2,000
5. Westdale Secondary School Senior Band	One-Time	7,300	To defray cost of competing in Canadian Music Festival in Ottawa May 12-18	First time application - policy allows for this type of request	5,000
6. Hamilton Golden Hawks Senior Ladies Hockey Team	Operating	4,000	To defray costs of competing in the World Tournament in Toronto the week of April 19	First time application	3,000

90,300
=====

10,000
=====

DKB/an
1987 April 22

EXHIBIT "A" as referred to in Section 7(b) of the 7th Report of the Finance Committee.

04/28/87

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City of Hamilton
Treasury1987 CONVENTION/RECEPTION GRANT FUNDING SUMMARY

Proposed Funding	50,000
Less: 1987 Grants approved by Council -	<u>28,730</u>
	21,270
Hamilton Arts Award	<u>500</u>
Balance Available	20,770
	=====

Requests received and to be considered as of April 7, 1987:

	<u>Grant Request</u>	<u>Finance and Sub-Committee Recommendation</u>
Canadian Industrial Relations Association		
- Reception June 4-6 - 250 participants	1,500	1,000
Hamilton Checker Club		
- Tournament September 19 - 50 participants	250	200
Hamilton and District Credit Union		
- Conference November - 80 participants	320	320
Hamilton Lacrosse Association		
- Tournament July 3-5 - 3,000 participants	500	500
Hamilton Ladies Slo-Pitch Association		
- Tournament August 13-16 - 5,300 participants	8,000	5,000
Knights of Columbus		
- Reception - June 6 - 1,000 participants	3,000	3,000
Ladies Orange Benevolent Association		
- Convention May 12-15 - 300 participants	1,500	1,200
Max Rotman Humanitarian Award		
- Reception April 26 - Co-hosting	450	450
O.F.S.A.A. Track & Field		
- Tournament May 29-30 - 2,500 participants	1,000	1,000
Rental Association of Canada		
- Convention Sept. 12-16 - 1,000 participants	5,000	4,000
St. Anthony's Feast Committee		
- Reception June 14 - 13,000 participants	<u>1,500</u>	<u>1,500</u>
TOTAL	23,020	18,170
	=====	=====

1987 April 22
DKB/anEXHIBIT "B" as referred to in
Section 7(c) of the 7th Report
of the Finance Committee.

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